This is a digital copy of a book that was preserved for generations on library shelves before it was carefully scanned by Google as part of a project to make the world's books discoverable online.

It has survived long enough for the copyright to expire and the book to enter the public domain. A public domain book is one that was never subject to copyright or whose legal copyright term has expired. Whether a book is in the public domain may vary country to country. Public domain books are our gateways to the past, representing a wealth of history, culture and knowledge that's often difficult to discover.

Marks, notations and other marginalia present in the original volume will appear in this file - a reminder of this book's long journey from the publisher to a library and finally to you.

Usage guidelines

Google is proud to partner with libraries to digitize public domain materials and make them widely accessible. Public domain books belong to the public and we are merely their custodians. Nevertheless, this work is expensive, so in order to keep providing this resource, we have taken steps to prevent abuse by commercial parties, including placing technical restrictions on automated querying.

We also ask that you:

+ *Make non-commercial use of the files* We designed Google Book Search for use by individuals, and we request that you use these files for personal, non-commercial purposes.

+ *Refrain from automated querying* Do not send automated queries of any sort to Google's system: If you are conducting research on machine translation, optical character recognition or other areas where access to a large amount of text is helpful, please contact us. We encourage the use of public domain materials for these purposes and may be able to help.

+ *Maintain attribution* The Google "watermark" you see on each file is essential for informing people about this project and helping them find additional materials through Google Book Search. Please do not remove it.

+ *Keep it legal* Whatever your use, remember that you are responsible for ensuring that what you are doing is legal. Do not assume that just because we believe a book is in the public domain for users in the United States, that the work is also in the public domain for users in other countries. Whether a book is still in copyright varies from country to country, and we can't offer guidance on whether any specific use of any specific book is allowed. Please do not assume that a book's appearance in Google Book Search means it can be used in any manner anywhere in the world. Copyright infringement liability can be quite severe.

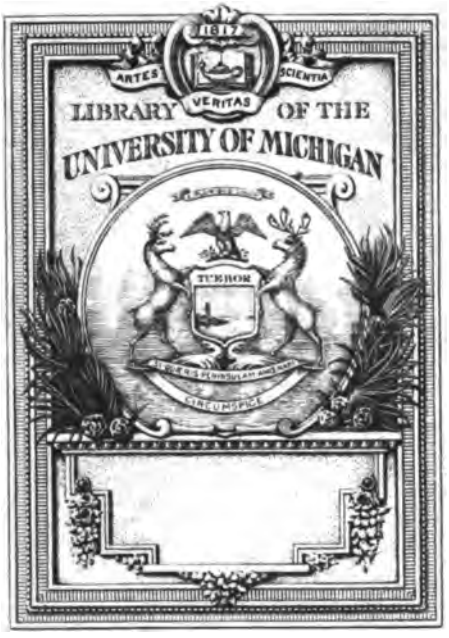
About Google Book Search

Google's mission is to organize the world's information and to make it universally accessible and useful. Google Book Search helps readers discover the world's books while helping authors and publishers reach new audiences. You can search through the full text of this book on the web at `http://books.google.com/`

B 440621

Digitized by Google

94



Digitized by Google

DA
670
.L19
A5

Digitized by Google

Digitized by Google

The Duchy Chart

Digitized by Google

Digitized by Google

THE

CHARTERS

OF

The Duchy of Lancaster,

TRANSLATED AND EDITED

BY

WILLIAM HARDY, F.S.A.,

AND PRINTED BY ORDER OF

THE CHANCELLOR AND COUNCIL OF THE DUCHY.

LONDON.

M.DCCC.XLV.

Digitized by Google

THE

CHANCELLOR AND COUNCIL.

Chancellor.

THE RIGHT HONORABLE

LORD GRANVILLE CHARLES HENRY SOMERSET.

Attorney-General.

THOMAS FLOWER ELLIS, ESQUIRE.

Receiver-General.

COLONEL CHARLES RICHARD FOX.

Auditor.

JOHN GIBSON LOCKHART, ESQUIRE.

Clerk of the Council.

FREDERICK DAWES DANVERS, ESQUIRE.

Digitized by Google

Ref. H.
Harding
4-14-41
42433

PREFACE.

THIS volume is printed by the authority, and under the direction, of the Chancellor and Council of the Duchy of Lancaster. It contains the charters granted by the Crown to the Earls and Dukes of Lancaster, from the year 1342, to the accession of Henry of Bolingbroke, Duke of Lancaster and Hereford, to the throne of England, by the title of King Henry the Fourth, and the subsequent statutes and acts of parliament relating to the rule and management of the Lancastrian possessions, as settled upon the King and his heirs for ever, separate from the Crown estates.

Much valuable information concerning the origin and constitution of the Duchy will be found in Plowden's Report of the great case of the Duchy of Lancaster, in Michaelmas Term, in the fourth year of the reign of Queen Elizabeth (1 Plowd. 212); and the recent cases of Alcock v. Cooke (5 Bingham, 340) and Jewison v. Dyson (9 Meeson and Welsby, 540) may be advantageously consulted with relation to the pre-eminent rights exercised within the Duchy, under the several royal grants, and the confirmations of them by Parliament, which provide for its rule and government as an inheritance vested in the person of the Sovereign, but apart from the rest of the royal patrimony.

These cases seem clearly to establish the doctrine that all the prerogatives and privileges of the King belong to him with reference to the lands parcel of the Duchy of Lancaster, in no less a degree than they do with reference to lands which belong to him immediately in right of his Crown. Without, therefore, entering here upon any investigation of the legal effect of these charters, it may be

Digitized by Google

convenient to add, in exposition, a brief notice of the Earls of Lancaster prior to the union of the Duchy and the Crown in the person of King Henry the Fourth.

Edmund Plantagenet, a younger son of King Henry the Third, was the first who enjoyed this dignity. By a charter dated 30th June, 51 Henry III. 1267, he obtained from his father a grant of the Honor, County, Castle, and Town of Lancaster, and so was made Earl of Lancaster. He had previously been created Earl of Leicester and High Steward of England, upon the forfeiture of Simon de Montfort, who was slain at the battle of Evesham on the 5th of August, 1265; and on the 28th of June, 50 Henry III. 1266, he was also made Earl of Derby, with a grant of all the estates of the last Earl, Robert de Ferrars, who had taken an active part in the rebellion of De Montfort. Earl Edmund left by his second wife, Blanche Queen of Navarre, three sons; of these the two elder, Thomas and Henry, were successively Earls of Lancaster. He died at Bayonne on the 4th of June, 25 Edw. I. 1297.

Thomas, second Earl of Lancaster, Leicester, and Derby, was also Earl of Lincoln and Baron of Halton in right of his wife, Alice, daughter and sole heir of Henry de Lacy, Earl of Lincoln and Constable of Chester. Having been engaged in a rebellion against King Edward the Second, he was beheaded at Pomfret Castle on the 22nd of March, 15 Edward II. 1322, leaving no issue of his body.

Henry of Lancaster, third Earl of Lancaster, brother of the last Earl, had been summoned to Parliament by writ, as a Baron of the realm, from 6th February, 27 Edward I. 1299; and in the Parliament holden in the 1st of Edward III. 1327, having succeeded in obtaining a reversal of the judgment against Earl Thomas, he was restored to all his lands and honors, and thereupon became Earl of Lancaster and Leicester. On the

Digitized by Google

7th of May, 16 Edward III., a charter of divers liberties and franchises in all his lands and fees was granted to him and the heirs of his body.* He died on the 22nd of September, 19 Edward III. 1345, and was succeeded by his son,

Henry, fourth Earl of Lancaster. This Henry was created Earl of Derby on the 16th of March, 1337, in his father's life-time, and Earl of Lincoln on the 20th of August, 1349. By his repeated successes in the wars he acquired the reputation of a distinguished soldier, and his singular munificence is recorded in history. The second English Dukedom having been bestowed upon this Earl, the County of Lancaster became for his life a Duchy, or County Palatine: the creation of this regality was effected on the 6th March, 25 Edward III. 1351, and the title of Duke of Lancaster was conferred on him at the same time by a charter of that date, granted with the assent of Parliament.† Henry dying without male issue on the 24th of March, 35 Edward III. 1361, the Dukedom became extinct; but the Barony of Lancaster, which was created by the writ of summons of the 6th February, 1299, and was therefore a Barony in fee, came into abeyance between his two daughters and co-heirs, Blanche and Matilda, to whom, by partition, his estates descended. The Lady Blanche, who became eventually the sole heir to her father, married John of Gaunt, Earl of Richmond, fourth son of King Edward the Third.

John, surnamed of Gaunt, from Ghent in Flanders, the place of his birth, fifth Earl and second Duke of Lancaster, in right of his wife Blanche Plantagenet, succeeded to all the lands and estates of the late Duke, his father-in-law; the portion of the Lady Matilda, the other daughter and co-heir, having upon her death without issue in 1362 vested in her sister Blanche.‡ On

* I. page 1. † III. page 9. ‡ V. page 14.

Digitized by Google

the 13th of November in the same year, he was created Duke of Lancaster, to hold the dignity to him and the heirs male of his body lawfully begotten for ever.* His first wife Blanche survived the birth of her son, Henry of Bolingbroke, scarcely more than three years, and died in 1369. In 1371 the Duke of Lancaster espoused Constance, one of the two daughters and co-heirs of Pedro El Cruél, King of Spain, by which marriage he became titular King of Castille and Leon; but he relinquished his pretension to that title upon the marriage of his daughter Katharine with Henry, son of King John of Spain. In the year 1372, he surrendered into the hands of King Edward his Earldom of Richmond, receiving, in recompense thereof, many valuable estates in fee tail general; among which are numbered the Honors of Tickhill and Knaresborough, the High Peak, and many other lands in several counties.† At his request, and by a charter dated the 28th February, 1377,‡ the County of Lancaster was again erected into a Palatinate, for the life of this Duke; and, in 1390, the prerogative was extended to the heirs male of the body of the grantee.§ Duke John of Lancaster having been justly distinguished by the confidence of two successive monarchs, his father and his nephew, whose counsels he guided with disinterested zeal, his vast possessions endowed by their royal bounty with all but sovereign power, closed his life on the 3rd of February, 1399, in the 22nd year of the reign of King Richard the Second; leaving to his only son and heir, by the Lady Blanche Plantagenet, the rich inheritance of this Dukedom.

Henry of Bolingbroke, Earl of Derby and Duke of Hereford, having been raised to the latter dignity on the 29th of September, 1397, was at Paris in exile when the news of his father's decease, and of the seizure

* VI. page 17. † VIII. page 26.
‡ IX. page 32. § XIV. page 65.

Digitized by Google

of his paternal estates* by his cousin, King Richard the Second, determined his immediate return to England, ostensibly to claim his inheritance of the Duchy of Lancaster, but perhaps with the secret intention of assuming a still higher possession. The result of Henry's proceedings on his arrival here is well known. He succeeded in wresting the Crown from the feeble hands of its legitimate possessor, and assumed the title of King Henry the Fourth.

The ducal possessions of Lancaster, and the ample estates which Henry held with the Dukedom of Hereford in right of his deceased wife, the Lady Mary de Bohun, one of the daughters and co-heirs of Humphrey last Earl of Hereford, Essex, and Northampton, would, by this assumption of the regal dignity, have merged in the Crown: but this politic monarch was not minded that so noble an inheritance, endowed with the high and splendid prerogatives which the policy of preceding Sovereigns had conferred upon it, should wholly be lost in the absorbing dignity of the Crown; and, therefore, one almost of the first measures taken by King Henry after he ascended the throne, was to procure an act of parliament, declaring that his eldest son, Henry, should bear, among his other honors, the title of Duke of Lancaster.† He also immediately caused a charter to be passed, sanctioned by the Parliament, ordaining that the Duchy of Lancaster, and all other his hereditary

* Before Bolingbroke's departure from England, the King, to conciliate John of Gaunt, had remitted four years of his son's banishment, the original sentence being for ten years from 13 Oct. 1398; but no sooner was the Duke of Lancaster dead, than Richard, throwing off all semblance of moderation, exiled Bolingbroke for life and confiscated his property. Froissart expressly says that Richard seized the Duke of Hereford's patrimony, and divided it among his own favorites. Several grants of these estates to the Duke of Surrey and other persons appear on the Patent Roll, 22 Ric. II. p. 3. (Jewison v. Dyson, *supra*, 548.)

† XVIII. page 141.

Digitized by Google

estates, with all their royalties and franchises, should remain to him and his heirs for ever; and should remain, descend, be administered, and governed in like manner as if he never had attained the regal dignity.* And on the same day he caused a charter to be sealed for maintaining a similar management, distinct from the Crown, with respect to the Hereford estates held by him in right of his late wife, Mary, Countess of Derby.†

Sir William Blackstone,‡ on the authority of Plowden and Sir Edward Coke, assigns as the motive King Henry had in not suffering his private inheritance to be united with the Crown the consideration that—"if he lost one, he "should lose the other also; for he knew he had the Duchy "of Lancaster by sure and indefeasible title, but that his "title to the Crown was not so assured: for that, after the "decease of Richard II., the right of the Crown was in "the heir of Lionel Duke of Clarence, second son of "Edward III.; John of Gaunt, father to this Henry IV., "being but the fourth son." But surely very little foresight is requisite to perceive that, in losing the Crown, Henry would at once have been declared a traitor to the realm; and it is scarcely possible to conceive that, in such case, he would have been allowed to retain possession of the Duchy;—a state of things which actually did take place at the close of the reign of Henry, the grandson of Bolingbroke, when the House of Lancaster fell before the better fortune of the House of York. The learned commentator proceeds justly to remark, that these hereditary estates "thus descended to his son and grandson, "Henry V. and Henry VI. Henry VI. being attainted "in 1 Edward IV., this Duchy was declared in Parliament to have become forfeited to the Crown: and at "the same time an act was made to incorporate the "Duchy of Lancaster, to continue the County Palatine "(which might otherwise have determined by the attain-

* XVII. page 102. † XVI. page 99. ‡ Bl. Com. i. 118.

Digitized by Google

"der), and to make the same parcel of the Duchy: and "farther, to vest the whole in King Edward IV. and "his heirs, *Kings of England*, for ever; but under a "separate guiding and governance from the other in- "heritances of the Crown. And in 1 Henry VII. another "act was made, to resume such part of the Duchy lands "as had been dismembered from it in the reign of Ed- "ward IV., and to vest the inheritance of the whole in "the King and his heirs for ever, as amply and largely, "and in like manner, form, and condition, separate from "the Crown of England and possession of the same, as "the three Henries and Edward IV., or any of them, "had and held the same."*

* "Some have entertained an opinion (Plowd. 220, 1, 2; Lamb. "*Archeion*, 233; 4. Inst. 206) that by this act the right of the Duchy "vested only in the *natural*, and not in the *political* person of King Henry "VII., as formerly in that of Henry IV.; and was descendible to his "natural heirs, independent of the succession to the Crown. And, if this "notion were well founded, it might have become a very curious question "at the time of the Revolution in 1688, in whom the right of the Duchy "remained after King James's abdication, and previous to the attainder "of the pretended Prince of Wales. But it is observable, that in the "same act the Duchy of Cornwall is also vested in King Henry VII. "and his heirs: which could never be intended in any event to be "separated from the inheritance of the Crown. And indeed it seems to "have been understood very early after the statute of Henry VII. that "the Duchy of Lancaster was by no means thereby made a separate "inheritance from the rest of the royal patrimony, since it descended "with the Crown to the half-blood in the instances of Queen Mary and "Queen Elizabeth; which it could not have done, as the estate of a "mere Duke of Lancaster, in the common course of legal descent. The "better opinion, therefore, seems to be that of those judges who held "(Plowd. 221), that, notwithstanding the statute of Henry VII. (which "was only an act of resumption), the Duchy still remained as established "by the act of Edward IV., separate from the other possessions of the "Crown in order and government, but united in point of inheritance." The consideration of this question, however, is not material, as the union of the Duchy and the Crown in the same person is now indisputably established, having been recognised by numerous acts of the legislature from the accession of Queen Anne to the present time. (1 Anne, c. 7; 48 Geo. III. c. 73; 10 Geo. IV. c. 50, s. 130; and many others.)

Digitized by Google

The Duchy of Lancaster thus being brought into the same person as the Crown, the Sovereigns of England, from the accession of Henry of Bolingbroke to the present day, have continued in the actual possession of this regality, but have always held it as an inheritance separate from the Crown.

The statutes and other proceedings in Parliament relating to the Duchy, which passed after the union until the last great annexation of lands made to it with the sanction of the Legislature, in the 4th and 5th of Philip and Mary,* afford the best possible account of its state and condition during that period.

It only remains to add, that the charters in this volume have been carefully collated with the originals, where the original charter is in existence, and in every instance with the inrolment on the Chancery Rolls preserved in the Tower of London, and in the custody of the Master of the Rolls, pursuant to the Statute 1 and 2 Vict. c. 94. The translations are close and literal, and no pains have been spared to render them as accurate as possible.

The skill and assiduity of the Printers (Messrs. BENTLEY and Co.) in carrying this volume through the press, requiring, as it has done, no ordinary degree of intelligence on their part, cannot be passed over without commendation; and it would be unjust to withhold the acknowledgment, that to their attention, and to the valuable assistance derived from their establishment in the revision of these sheets, is to be attributed much of the correctness of the work.

W. H.

Duchy of Lancaster Office,
14*th February,* 1845.

* XLVIII. page 362.

Digitized by Google

PEDIGREE OF THE EARLS OF CHESTER.

A Sister of William the Conqueror.

Hugh de Abrincis, surnamed Lupus, nephew of the Conqueror; created Earl of Chester circa 1070. Died July 27, 1101. = Ermentrude, daughter of Hugh de Clarimont, Earl of Beauvoys in France.

Maud or Matilda, sister of Hugh Lupus. = Ralph or Ranulph de Meschines, said to have been created by William I. Earl of Cumberland; others say, Earl of Carlisle.

Richard, son and heir, Earl of Chester. Died 1119, s. p.

Randle or Ranulph de Meschines, also called Randle de Bricasard, succeeded Earl Richard as Earl of Chester; he is said to have surrendered to King Henry I. the Earldom of Carlisle. Died 1128. =

Randle, surnamed de Gernons, son and heir, Earl of Chester. Died 1153. =

Hugh Cyvelioc, or Keveliac, son and heir, Earl of Chester. Died 1181. =

Ranulph de Blundeville, son and heir, Earl of Chester; created also Earl of Lincoln, 1216. Died 1232, s. p., leaving his four sisters his co-heirs.

Maud, eldest daughter and co-heir. = David, Earl of Huntingdon, brother of Wm. the Lion, King of Scotland. Died 1219.

Hawisia, fourth dau. and co-heir; Countess of Lincoln by her brother's gift. = Robert de Quincy, eldest son of Saher de Quincy, Earl of Winchester, ob. v. p.

Mabilia, second dau. and co-heir; wife of William d'Albini, Earl of Arundel.

Agnes, third dau. & co-heir; wife of Wm. Ferrers, Earl of Derby.

John le Scot, Earl of Chester and Huntingdon. Died 1237, s. p. The Earldom of Chester was annexed to the Crown 1246, 31 Hen. III.; and afterwards granted to the King's eldest son, Edward, Prince of Wales, who was thereafter created Earl of Chester. This Earldom was by act of Parliament, 21 Ric. II., united to the Principality of Wales, and has ever since been borne by the heir-apparent to the Throne.

Margaret, daughter and heiress, Countess of Lincoln. = John de Lacy, Constable of Chester; created Earl of Lincoln Nov. 23, 1232. Died 11 Aug. 1240.

Edmond de Lacy, Constable of Chester. Died before his mother, 5 June, 42 Hen. III. 1258. =

Henry de Lacy, Earl of Lincoln, and Earl of Salisbury *jure uxoris*, Constable of Chester. Died 5 Feb. 4 Edw. II. 1311, s. p. m. = Margaret, sole daughter and heiress of Sir Wm. de Longespé, grandson of Wm. Longespé, Earl of Salisbury; mar. 40 Hen. III. 1256.

Thomas, Earl of Lancaster, 1st husband. Died 1322, s. p. = Alice, sole daughter and heiress. Died without issue, 22 Edw. III. 1348. = Ebulo or Eble Lestrange, 2nd husband.

(*See Pedigree of the Earls of Lancaster.*)

Digitized by Google

PEDIGREE OF THE EARLS OF HEREFORD, ESSEX, AND NORTHAMPTON.

HUMPHREY DE BOHUN, Earl of Hereford and Essex, and Lord High Constable. Died 15 Edw. II. 1321. = ELIZABETH PLANTAGENET, seventh daughter of King Edward I.

- JOHN, Earl of Hereford and Essex; married Margaret, dau. of Lord Basset. Died 10 Edw. III. 1336, S. P.
- HUMPHREY DE BOHUN, Earl of Hereford and Essex. Died 35 Edward III. 1361, S. P.
- WILLIAM DE BOHUN; created Earl of Northampton, March 17, 1337. Died 34 Edw. III. 1360. = ELIZABETH, one of the sisters and co-heirs of Giles, second Lord de Badlesmere. Died 30 Edw. III. 1356.

HUMPHREY DE BOHUN, Earl of Hereford, Essex, and Northampton, Constable of England. Died 46 Edw. III. 1372, S. P. M., when his honors became extinct. = JOAN, daughter of Richard, Earl of Arundel. Died 7 Hen. V. 1419.

- MARY DE BOHUN, eldest daughter and co-heir. Died 1394. = HENRY IV., King of England, son of John, Duke of Lancaster.
- ELEANOR DE BOHUN, second daughter and co-heir. Died Oct. 3, 1399. = THOMAS PLANTAGENET, surnamed of Woodstock; created Duke of Gloucester, Nov. 12, 1385. Died 21 Ric. II. 1397.

- HENRY V., King of England. Died 1422.
  - HENRY VI., King of England; deposed 1461.
- HUMPHREY, son and heir. Died Sept. 1399, S. P.
- EDMUND, Earl of Stafford. Died 4 Hen. IV. 1403. 1st husband.
  - HUMPHREY DE STAFFORD; created Duke of Buckingham, Sept. 14, 1444. Died 38 Hen. VI. 1460.
- ANNE PLANTAGENET, dau. and ultimately sole heir; Countess of Stafford. Died 17 Hen. VI. 1439. = WILLIAM BOURCHIER, Earl of Ewe in Normandy. 2nd husband.
  - HENRY BOURCHIER; created Earl of Essex 30 June, 1461. Died 1 Ric. III. 1483.
  - JOHN BOURCHIER, Lord Berners. Died 1474.
  - WILLIAM BOURCHIER, Lord Fitzwarine. Died circa 1470.
- JOAN, married to Gilbert, Lord Talbot. Died S. P. 1 Hen. IV. 1400.
- ISABELLA, who became a nun.

Digitized by Google

CONTENTS.

CHARTER I.

PAGE

7th May, 16 Edw. 3. 1342.—Recital of liberties previously granted to Henry Earl of Lancaster, viz. Return of writs; pleas of withernam; fines and amercements. Consideration for a more extended grant—the merits of Henry Earl of Derby, son of the said Earl. Grant to the said Earl of Lancaster and the heirs of his body of further liberties, viz.—Acquittance of paviage and other tolls; Return of writs and summons of the Exchequer; Attachment of pleas of the Crown; Chattels of felons and fugitives; Fines and amercements, forfeited issues, forfeitures, &c. Memorandum of cancellation of this grant in the margin of the Charter Roll, 16 Ed. 3. . 1

II.

25th Sept., 23 Edw. 3. 1349.—Recital of Charter of 7th May, 16 Edw. 3, and of surrender thereof by Henry Earl of Lancaster, son and heir of the former grantee. Grant to him for life of the same liberties, viz.—Acquittance of tolls, &c.; Return of writs and summons of the Exchequer; Attachment of pleas of the Crown; Chattels of felons and fugitives; Fines and amercements, forfeited issues, forfeitures, &c. . . 6

III.

6th March, 25 Edw. 3. 1351.—Henry Earl of Lancaster created Duke of Lancaster. Grant to him for his life of a Court of Chancery, Chancellor, justices, cognizance of pleas, and other *jura regalia* in the county of Lancaster which pertain to a Count Palatine, as freely as the Earl of Chester enjoyed the same in the county of Chester. Reservation to the Crown of all tenths, fifteenths, and other subsidies and taxes granted by Parliament, and of the power of pardoning life, with superiority and correction of errors or defect of justice in the courts of the Duke of Lancaster. The said Duke to send knights of the shire and burgesses to serve in Parliament, and to appoint collectors of parliamentary taxes and subsidies . 9

Digitized by Google

IV.

PAGE

13th Nov., 35 Edw. 3. 1361.—Grant to John Earl of Lancaster and Richmond, and Blanche his wife, and the heirs of their two bodies, of certain liberties in the lands and fees of the said Blanche, one of the coheirs of Henry late Duke of Lancaster, after the partition made between her and her sister Matilda, viz.—Return of writs; Pleas of withernam; Fines and amercements; Chattels of felons and fugitives 12

V.

12th May, 36 Edw. 3. 1362.—Recital of Charter dated 13th Nov. 35 Edw. 3, and of descent of Matilda's portion on Blanche, the surviving coheir. Grant to John Earl of Lancaster and Richmond, and the heirs of his body and of the body of the said Blanche his wife, of certain liberties in all their lands and fees of the heritage of Henry late Duke of Lancaster, viz.—Return of writs; Pleas of withernam; Fines and amercements; Chattels of felons and fugitives 14

VI.

13th Nov., 36 Edw. 3. 1362.—John Earl of Lancaster created Duke of Lancaster in full Parliament: to hold the said name and honor of Duke of Lancaster to him and the heirs male of his body for ever 17

VII.

14th July, 38 Edw. 3. 1364.—Recital of Charter of 7th May, 16 Edw. 3, to Henry Earl of Lancaster, and of surrender thereof by the son and heir of the grantee; and further recital that the grant so made in fee-tail could not legally be annulled. The said charter of liberties renewed in favor of John Duke of Lancaster, and Blanche his wife, daughter and heir of Henry the late Duke, viz.—Acquittance of tolls, &c.; Return of writs and summons of the Exchequer; Attachment of pleas of the Crown; Chattels of felons and fugitives; Fines and amercements, forfeited issues, forfeitures, &c. Memorandum on the Charter Roll, 38 Edw. 3, shewing the limitation of the above grant to the lands which were of the Earl of Lancaster on the 7th May, 16 Edw. 3. . . . 19

Digitized by Google

VIII.

PAGE

25th June, 46 Edw. 3. 1372.—Grant of certain estates to John King of Castille and Leon, Duke of Lancaster, in exchange for the earldom of Richmond 26

IX.

28th Feb., 51 Edw. 3. 1377.—Grant to John King of Castille and Leon, Duke of Lancaster, for life, of a Court of Chancery, Chancellor, justices, cognizance of pleas, and other *jura regalia* in the county of Lancaster which pertain to a Count Palatine, as freely as the Earl of Chester enjoyed the same in the county of Chester. Reservation to the Crown of all tenths, fifteenths, and other subsidies and taxes granted by Parliament, and of the power of pardoning life, with superiority and correction of errors or defect of justice in the courts of the Duke of Lancaster. The said Duke to send knights of the shire and burgesses to serve in Parliament, and to appoint collectors of parliamentary taxes and subsidies . . . 32

X.

4th June, 51 Edw. 3. 1377.—Recital that certain estates had been given to John Duke of Lancaster in exchange for the earldom of Richmond, and that the Duke had afterwards petioned the King that certain towns, which, though not specially mentioned in the charter, had been included in the valuation, might by name be granted to him, together with the liberties, &c. enjoyed by Queen Philippa, the former tenant for life of the said estates. Considerations of present grant, viz.—To quiet possession, compensate for liberties enjoyed by the Duke in the earldom of Richmond, and further the great merits of the grantee. Grant that the said Duke may retain the towns of Grinstead (parcel of the manor of Marsfield), Seaford (parcel of the castle and leucata of Pevensey), and Laughton-in-le-Morthen (parcel of the honor of Tickhill), with the other estates given to him in exchange for the said earldom of Richmond; and enjoy therein certain liberties, &c., viz.—Knights' fees, advowsons, wardships, marriages, escheats, chases, parks, warrens, wreck, waif and stray; Fines and amercements; Forfeited issues and forfeitures, &c. in any of the King's courts; and the Duke may levy the same by his

Digitized by Google

PAGE

own officers, by estreats to be delivered to them; Chattels of felons and fugitives; Return and execution of writs and summons of the Exchequer; and fines and amercements of sheriffs and bailiffs of liberties for negligence 35

XI.

15th Sept., 1 Ric. 2. 1377.—Confirmation by *Inspeximus* of the Charter dated 14th July, 38 Edw. 3. 1364 42

XII.

15th Sept., 1 Ric. 2. 1377.—Confirmation by *Inspeximus* of the two Charters, dated severally 25th June, 46 Edw. 3. 1372, and 4th June, 51 Edw. 3. 1377 49

XIII.

10th Nov., 2 Ric. 2. 1378.—Recital of grant of County Palatine to John King of Castille and Leon, Duke of Lancaster, and that the grantee had subsequently petitioned the King to have the general words specially expressed on certain points; the said general words are therefore declared to embrace the powers exercised by the Duke in virtue thereof, viz.—To have his Exchequer and barons thereof in the County Palatine, and the appointment of justices of the forest, except in pleas arising where the Crown is a party 62

XIV.

16th Feb., 13 Ric. 2. 1390.—Recital of the Charter of King Edw. 3, creating his son John Duke of Lancaster, and of his grant to him for life of a Chancery and *jura regalia* as a Count Palatine in the county of Lancaster; and further recital of the letters patent subsequently granted by King Richard the Second, on the Duke's petition in Parliament, declaring that, by virtue of the general words in the grant of the Palatinate, the Duke should have his Exchequer, and appointment of justices of the forest, during the Duke's life; and a further recital that the Duke had petitioned for a grant of these rights in tail-male. The King, in consideration of the high merits of the Duke, grants that he and the heirs male of his body shall have in the county of Lancaster their Chancery, justices to hold pleas, and *jura regalia*, as freely as the Earl of Chester; their Exchequer and barons thereof, and the appointment of justices of the forest; except in pleas arising where the Crown is party. Reservation to the Crown of par-

Digitized by Google

PAGE

liamentary aids and taxes, pardon of life, and correction of erroneous judgments, or in failure of justice. The said Duke and his heirs to send members to Parliament for the shire and boroughs, and to assign collectors of subsidies and taxes granted by Parliament. Title of Duke of Lancaster to be retained 65

XV.

29th June, 20 Ric. 2. 1396.—Confirmation by *Inspeximus* of the two Charters dated severally 12th May, 36 Edw. 3. 1362, and 15th Sept., 1 Ric. 2. 1377, and of a third Charter, also dated 15th Sept., 1 Ric. 2. 1377,—notwithstanding non-user, and without let from any the King's bailiffs or ministers. The merits of the grantee, John Duke of Lancaster, the King's uncle, being a consideration for more ample grace, the King grants to him for term of his life certain additional liberties, viz.—All fines for trespass, præ-fines and post-fines, ransoms, amercements, forfeited issues: Forfeitures, year, day, and waste, imposed or adjudged in any court, as fully as the King would have them if not granted to the said Duke; and the Duke may levy the same by his own officers, by estreats to be delivered to them, without let from the King's officers: Assay and assize of bread, and other matters belonging to the office of clerk of the market: Chattels of felons and fugitives, and may seize the same without let from the King's bailiffs or ministers: Return and execution of writs, summons, estreats, and precepts: Attachment of pleas of the Crown; No sheriff, or other bailiff of the King, may intromit, unless in default: Fines and amercements of sheriffs and bailiffs of liberties for negligence; Wayfs and strays; Deodands; Treasure trove; Mainour;—Saving of liberties before granted in fee-tail . 71

XVI.

14th Oct., 1 Hen. 4. 1399.—Recital that the King held certain estates for life of the heritage of his deceased wife Mary de Bohun. Declaration that the said estates shall continue to be managed as though the King had not obtained the crown. The tenants may enter and hold after their ancestors' death, as they had been accustomed. Saving the royal prerogative as to marriages. The Chancellor of England shall not present to church benefices belonging to the said heritage. All receivers and others to account before special auditors, and not at the royal Exchequer 91

Digitized by Google

XVII.

PAGE

14th Oct., 1 Hen. 4. 1399.—Recital that the King held the Duchy of Lancaster and other estates in various counties by inheritance, and that divers liberties and *jura regalia* had been granted therein by the several Charters after in this grant recited; viz. that of 28th Feb., 51 Edw. 3. 1377—16th Feb., 13 Ric. 2. 1390—and 29th June, 20 Ric. 2. 1396. Declaration of the royal intention that the Duchy of Lancaster, and other estates of the heritage of Lancaster, shall not be changed by the King's assumption of the regal dignity; and the franchises with which John late Duke of Lancaster held the same shall be continued. Settled upon King Henry the Fourth and his heirs specified in the preceding charters,—to remain as before his accession to the crown. The same liberties and *jura regalia* to be exercised as well in the said Duchy as other the said estates, throughout, and to be governed by the like officers as before. The tenants may enter and hold after their ancestors' death, as they had been accustomed. Proviso for the tenants of the County Palatine of Lancaster. Saving the prerogative as to marriages out of the County Palatine. The Chancellor or Treasurer of England not to intermeddle in presenting to church benefices. All receivers and others to account before special auditors, and not at the royal Exchequer 102

XVIII.

10th Nov., 1 Hen. 4. 1399.—Statute declaring that Henry, the King's eldest son, shall bear the title of Prince of Wales, Duke of Aquitaine, of Lancaster, and of Cornwall, and Earl of Chester. The franchises to remain with the Prince and his heirs, Dukes of Lancaster, dissevered from the crown . 141

XIX.

7th June, 7 Hen. 4. 1406.—Proviso as to the Duchy of Lancaster in the settlement of the crown. [Void, because it occurs otherwise and in other form in the eighth year,] 22d Dec., 8 Hen. 4. 1406. Proviso as to the Duchy of Lancaster. The act of limitation of the crown to the heirs male of the bodies of the King's four sons repealed. Settlement of the crown after the King's demise on his four sons, and the heirs of their respective bodies, successively. Proviso as to the Duchy of Lancaster 143

Digitized by Google

XX.

PAGE

19th Nov., 2 Hen. 5. 1414.—For annexing the possessions of the earldom of Hereford to the Duchy of Lancaster, viz.—The heritage of the earldom of Hereford shall be severed from the crown, and be annexed to the Duchy of Lancaster. The lands, and men and tenants thereof, shall be under rule and management of Duchy officers. Recital that the late King Henry the Fourth held the Duchy of Lancaster and other estates in various counties by inheritance, before his accession to the crown; and that divers liberties and *jura regalia* had been granted therein by several charters. That the said King, being unwilling that his Duchy and other estates should be changed by his assumption of the regal dignity, had settled the same upon himself and his heirs specified in the charters,—to remain as before his accession to the crown; with the same liberties and *jura regalia* to be exercised as well in the said Duchy as other the said estates, throughout, and to be governed by the like officers as before; that the tenants might enter and hold after their ancestors' death, as they had been accustomed. Proviso for the tenants of the County Palatine of Lancaster, saving the prerogative as to marriages out of the County Palatine. And that the Chancellor or Treasurer of England should not intermeddle in presenting to church benefices. All receivers and others should account before special auditors, and not at the royal Exchequer. Recital of grant from King Edward the Third of acquittance of tolls, &c., and of King Richard's grant, for term of life of the Duke of Lancaster, of fines for trespass, præ-fines and post-fines, ransoms, amercements, forfeited issues; Forfeitures, year, day, and waste,—imposed or adjudged in any court, and as fully as the King,—that the same might be levied by the Duke of Lancaster's own officers, by estreats to be delivered to them, without let from the King's officers;—assay and assize of bread, and other matters belonging to the office of clerk of the market; chattels of felons and fugitives,—without let from the King's bailiffs or ministers;—Return and execution of writs, summons, estreats, and precepts; Attachment of pleas of the Crown,—and that no sheriff or other bailiff of the King should intromit unless in default;—Fines and amercements of sheriffs and bailiffs of liberties for negligence; Wayfs and strays, deo-

Digitized by Google

PAGE

dands, treasure trove, mainour. And further recital that King Henry the Fourth with the assent of Parliament had declared that the same liberties and *jura regalia* should be exercised as well in the said Duchy as other the said estates, throughout, and should be governed by the like officers as before. Confirmation of the charters above recited. Declaration that the liberties, customs, and franchises shall be exercised, throughout, without let from the King's officers. All matters heretofore passed under the Duchy seal declared to be valid. The same seal to be used in future for the affairs of the Duchy. Further recital that divers other estates had descended to King Henry the Fifth by inheritance in right of his mother, daughter and co-heir of Humphrey de Bohun, Earl of Hereford, Essex, and Northampton. The said heritage severed from the crown and annexed to the Duchy of Lancaster. The liberties and *jura regalia* shall be exercised throughout the estates of the earldoms of Hereford, Essex, and Northampton; and by the officers and ministers of the Duchy; and the said estates shall be subject to the same rule, management, and seal, and the same liberties and *jura regalia* be exercised therein, as were used in the Duchy of Lancaster, out of the County Palatine. All matters relating to said estates heretofore passed under the Duchy seal declared valid. The tenants and resiants shall enjoy the liberties and customs without let from the King's officers. Presentations to ecclesiastical benefices shall pass under the Duchy seal. Chancellor or Treasurer of England not to intermeddle by reason of the King's title, or of their offices. All lands which since the ordinance of King Henry the Fourth have come into the King's hands by escheat, forfeiture, or otherwise, in right of the Duchy, shall be annexed thereto, and all lands so coming into the King's hands in future shall be forthwith annexed to the heritage to which they are known to belong; all estates so annexed shall be subject to the like rule, management, and seal, and the said liberties and *jura regalia* be exercised there 151

XXI.

19th Nov., 2 Hen. 5. 1414.—Statute enacting that justices of peace shall be appointed from persons resident in the respective counties, except justices of assize. The chief stewards of the Duchy of Lancaster for north and south parts shall be justices of peace 168

Digitized by Google

XXII.

PAGE

11th May, 4 Hen. 5. 1416.—Statute relative to the Duchy of Lancaster and its stewards, and as to the Duchy seal, on petition of the Commons for confirmation of the letters patent granted in the Parliament holden 2 Hen. 5, and for certain clauses to be added thereto, viz.—That the chief stewards of the Duchy shall be named in all commissions of the peace. No grants, &c. concerning the Duchy, passed under any other seal than the Duchy seal, shall be valid, but the same shall be null and void for ever 169

XXIII.

6th May, 9 Hen. 5. 1421.—Proceeding in Parliament relative to the partition of the inheritance of Humphrey de Bohun late Earl of Hereford and Essex. For Lady Anne Countess of Stafford. Her petition to the King. Prayer—that in pursuance of the partition newly made of the heritage of the earldom of Hereford between the King and the Countess of Stafford, all that estate may again be of like nature at common law as when the Earl died, notwithstanding the annexation of the King's inheritance to the Duchy of Lancaster by statute 2 Hen. 5. The King's answer—that the said Act be repealed, so far as regards the annexation to the Duchy of Lancaster of the King's heritage of the Bohun estates, and that the purparty so newly assigned to the King be severed from the crown, and annexed to the Duchy in such manner as the former annexation had been made by the Act of 2 Hen. 5; and so with regard to the fees and advowsons in gross not yet divided. Saving the rights of claimants under any entails in the event of extinction of the heirs of the body of Mary de Bohun. The partition now made between the King and the Countess, and such as may hereafter be made, shall stand in force. The purparty assigned to the Countess shall be as free and discharged as at the death of Humphrey de Bohun. The Chancellor and Lords of the Council may reform the partition within two years. The Countess to have the choice of pardon for entering upon her purparty without suing livery, or the King's licence to enter 172

Digitized by Google

XXIV.

PAGE

9th Nov., 1 Hen. 6. 1422.—Proceeding in Parliament relative to the partition to be made between the King and Lady Anne Countess of Stafford, of the fees and advowsons in gross of the heritage of the earldom of Hereford, Essex, and Northampton. Petition of Anne Countess of Stafford that such partition be made, and that it may be determined whether Penkelly, Broyn-llys, Llangoit, and Cantreffcelly, be lordships in gross, or members of Brecon Castle 192

XXV.

26th June, 10 Hen. 6. 1432.—Proceeding in Parliament on the petition of Anne Countess of Stafford, that a partition be made of the fees and advowsons in gross of the heritage of the earldom of Hereford 197

XXVI.

14th Jan., 18 Hen. 6. 1440.—Enactment that the revenues of the Duchies of Lancaster and Cornwall shall be applied to the expenses of the King's household for five years . . 200

XXVII.

14th Jan., 18 Hen. 6. 1440.—Enactment that the surplus revenues of the lands, parcel of the Duchy of Lancaster, held by Feoffees to the use of King Henry the Fifth's will, beyond £2,000 per annum, be applied to the expenses of the King's household 202

XXVIII.

14th Jan., 18 Hen. 6. 1440.—Enactment that one-fourth of the tenth and fifteenth granted for the defence of the realm be applied to the expenses of the King's household . . 207

XXIX.

25th Jan., 20 Hen. 6. 1442.—Enactment that certain persons may be assigned to receive the declaration of the Feoffees of lands, parcel of the Duchy of Lancaster, to the use of King Henry the Fifth's will, touching the execution of the same . 209

Digitized by Google

XXX.

PAGE

6th April, 24 Hen. 6. 1446.—Enactment that the King's letters patent be made out, confirming the several letters patent, passed under the Duchy seal, for conveying certain lands to Feoffees to perform the will of King Henry the Sixth . 220

XXXI.

16th July, 27 Hen. 6. 1449.—Enactment that certain lands, parcel of the Duchy of Lancaster, be granted by letters patent to Feoffees to perform the will of King Henry the Sixth. The Feoffees of the lands so granted, and likewise of those granted in the Parliament begun at Westminster in the 23rd of Henry the Sixth, shall enjoy the same liberties, privileges, and *jura regalia*, &c. therein, as fully as when the said lands were in the King's hands. The lands shall be under the same rule as theretofore, and the tenants enjoy their liberties as before; provided the lands be in the hands of the Feoffees, or in the King's hands by their assignment; without let from the King's sheriffs, coroners, or other bailiffs. All matters connected with the said lands or the officers thereof to pass under the seal ordained for the same 232

XXXII.

20th Nov., 38 Hen. 6. 1459.—Appointment by letters patent read in Parliament of new Feoffees to perform the will of King Henry the Sixth, in room of certain of the Feoffees appointed under the Acts of 23 Hen. 6 and 27 Hen. 6, since deceased. The estate of surviving Feoffees shall cease, and the new Feoffees hold as fully as the late. The King's term and estate saved in the premises demised by the Feoffees. The issues and profits of the premises to be applied only in fulfilment of the King's will, though demised to the King by the Feoffees for a farther term. The Feoffees shall enjoy the liberties and *jura regalia*, &c. in the premises, or the King holding by demise from the Feoffees, and likewise the tenants and resiants, as before. The premises shall be managed under same rule as before 241

Digitized by Google

XXXIII.

PAGE

7th Oct., 39 Hen. 6. 1460.—Enactment that the lands, parcel of the Duchy of Lancaster, put in feoffment for performance of the will of King Henry the Sixth, shall not henceforth be governed by a distinct seal and officers, but shall be managed by the officers and seal of the Duchy, as they were in ancient times before the making of such feoffment . 258

XXXIV.

7th Oct., 39 Hen. 6. 1460.—The Commons pray that the revenues of the Duchy of Lancaster be paid over by the Receiver-General to the Treasurer of England, to be employed for the present necessity of the realm. Saving all fees payable to the officers of the Duchy. Saving for Richard Earl of Warwick. Answer—Not to extend to lands in feoffment. The Receiver-General to account before auditors of Duchy, and not in the Exchequer 261

XXXV.

7th Oct., 39 Hen. 6. 1460.—Enactment that new Feoffees, to perform the will of King Henry the Sixth, be appointed in room of certain of the Feoffees appointed under the Acts of 23 Hen. 6, and 27 Hen. 6, since deceased. The estate of surviving Feoffees shall cease, and the new Feoffees hold as fully as the late. The King's term and estate saved in the premises demised by the Feoffees. The issues and profits of the premises to be applied only in fulfilment of the King's will, though demised to the King by the Feoffees for a farther term. The tenants and resiants shall enjoy the same liberties, &c., and the premises be managed by the officers of the Duchy of Lancaster, and under the Duchy seal 264

XXXVI.

4th Nov., 1 Edw. 4, 1461.—Enactment that Henry, late called King Henry the Sixth, be attainted of high treason, and shall forfeit all his possessions of the Duchy of Lancaster to the Crown;—the said possessions from 4th March (A. D. 1461) shall be incorporated, and called "The Duchy of Lancaster;"

Digitized by Google

PAGE

the King to hold the same to him and his heirs Kings of England. The county of Lancaster, a County Palatine—parcel of the Duchy—shall have a Seal, Chancellor, &c., another seal called the Seal of the Duchy of Lancaster, and a Chancellor, &c. The officers of the Duchy, and the tenants, shall enjoy all liberties, &c., as in the time of King Henry the Fifth . 279

XXXVII.

14th Nov., 1 Edw. 4. 1461.—Confirmation by *Inspeximus* of the Parliamentary Charter, dated 14th Oct., 1 Hen. 4. 1399. Recital of Act declaring the forfeiture by Henry the Sixth of his possessions of the Duchy of Lancaster to the Crown;—the said possessions from 4th March (A.D. 1461) shall be incorporated, and called "The Duchy of Lancaster;" the King to hold the same to him and his heirs Kings of England. The county of Lancaster, a County Palatine—parcel of the Duchy —shall have a Seal, Chancellor, &c., another seal called the Seal of the Duchy of Lancaster, and a Chancellor, &c. The officers of the Duchy, and the tenants, shall enjoy all liberties, &c., as in the time of King Henry the Fifth . . . 285

XXXVIII.

23rd Feb., 14 Edw. 4. 1475.—Enactment that certain lands, parcel of the Duchy of Lancaster, be put in feoffment for performance of the will of King Edward the Fourth; his intention being to cross the sea in person for recovery of the realm of France. The will performed, or in case the King shall declare no will concerning the premises, the Feoffees to be seized thereof to the use of the King and his heirs; the same to continue in their hands as parcel of the Duchy, with all liberties, &c., and under rule of the Duchy officers. All leases, grants of offices, &c. during the King's life to pass in the King's own name, by warrant and under the Duchy seal. Feoffees to hold the premises to said intent, notwithstanding any lease, &c. All officers at time of the King's death to continue, and all leases, grants, &c., thenceforth to be made in name of Feoffees by warrant, and under the Duchy seal; same to be as good in law as though made under seals of Feoffees. Saving to the Queen. General saving. Proviso in case of death of Feoffees . . . 326

Digitized by Google

XXXIX.

PAGE

1st March, 14 Edw. 4. 1475.—Enactment that the ordinance made 6th Oct. A.D. 1473, for payment of the King's debts (assigned by Patent Bill or Tally on the possessions of the Duchy of Lancaster, &c.), upon proof of good ground to be given to the Barons of the Exchequer before the Quinzaine of Easter, A. D. 1475, shall continue in force until 26th May, A. D. 1475 332

XL.

20th Jan., 22 Edw. 4. 1483.—Enactment that the King, in right of his Duchy of Lancaster, shall not be deprived of wardship and marriage, and reliefs, by reason of feoffments in trust, &c. This Act not to be prejudicial to the performance of any wills of lands. Saving to the King a reasonable portion of such lands for the finding of the heir during nonage, and the wardship of the residue of the lands after performance of the will. Saving of the King's prerogative for ward of the body. Writs shall be granted out of Chancery against embezzlers of the King's ward in right of the Duchy in like manner as in right of the Crown. The Judges in any of the King's courts shall have power to award process by *capias*, on information of the Attorney-General of the Duchy. The King, in all actions and suits in right of the Duchy, shall recover damages as a subject. This Act to take effect from Easter, A. D. 1483. Not to prejudice the Bishop of Norwich and others 337

XLI.

7th Nov., 1 Hen. 7. 1485.—Recital of Act of Feoffment of 23rd Feb. 14 Edw. 4. Repeal thereof from 21st August, A. D. 1485. The lands late in hands of the Feoffees under said Act, the County Palatine of Lancaster, and all estates parcel of the Duchy (held by Kings Edward the Fourth and Richard the Third), vested in King Henry the Seventh and his heirs for ever; with all liberties; to be governed by like officers and seals, in as ample manner, separate from the crown, as in the times of King Henry the Fourth, or any subsequent King. Receivers and others shall be chargeable to the King for all monies due to the late Kings Edward or Richard. The King

Digitized by Google

PAGE

to have like remedy for recovery thereof, and the defendants like answers for their discharge. All grants of offices requiring actual exercise, made by the King before this Act, shall be as valid as if made since; all other grants to officers acting by deputy shall be void. Saving of rights. Proviso for Cecily Duchess of York. Assent 341

XLII.

17th Oct., 7 Hen. 7. 1491.—An Act for putting lands, parcel of the Duchy of Lancaster, into the hands of Feoffees. Preamble stating the King's intended departure into France, to war; the honors of Lancaster and Clitheroo, and divers other lordships, &c., parcel of the Duchy of Lancaster, limited to Feoffees to the use of the King's will. After performance of the said will, or if no will, the Feoffees shall be seized to the use of the King and his heirs. The same premises shall continue to be parcel of the Duchy of Lancaster. All officers and governors of the Duchy shall remain, with their fees, &c. Feoffments, leases, &c., to be made during the King's life shall be good. Assurance to the Feoffees, notwithstanding leases and grants. At the time of the King's death officers shall remain; and feoffments, leases, &c., afterwards shall be made in the name of the Feoffees. Rents and services shall be payable to the King during his life, with wards, marriages, and reliefs; and after his death to the Feoffees. The King may levy arrears. All actions shall be in his name. (*Not reprinted.*) . . 349

XLIII.

25th Jan., 19 Hen. 7. 1504.—An Act for the appointment of new Feoffees in the room of others deceased. Recital of Stat. 7 Hen. 7, c. 12, § 1, 2, for limiting estates to Feoffees, to the use of the King's will; decease of several of the said Feoffees; new Feoffees appointed; such Feoffees shall be seized, jointly with the survivors of the former Feoffees, to the uses of the recited Act. Succeeding Archbishops, &c. shall become Feoffees in the stead of their predecessors. (*Not reprinted.*) . 350

XLIV.

16th Jan., 33 Hen. 8. 1542.—An Act concerning the order of Wards and Liveries. (*Not reprinted.*) . . . 351

Digitized by Google

XLV.

PAGE

23rd Nov., 37 Hen. 8. 1545.—An Act for annexing lands to the Duchy of Lancaster. (*Not reprinted.*) . . . 354

XLVI.

4th Nov., 1 Edw. 6. 1547.—An Act whereby certain chantries, colleges, free chapels, and the possessions of the same, be given to the King's Majesty. (*Not reprinted.*) . . . 356

XLVII.

21st Oct., 2 and 3 Phil. and Mary, 1555.—An Act for the enlarging of the Duchy of Lancaster. Preamble shewing the decay of the revenues of the Duchy of Lancaster; all lands of the Duchy alienated at any time since 28th Jan., 1 Edw. 6, and since then re-vested in him or Queen Mary, shall be re-united and annexed to the Duchy, as in their ancient estate; and shall pass under the seal of the Duchy, &c. Other lands may be annexed to the said Duchy by the Crown; and shall then be under survey of the Duchy court, &c. in like manner as other lands of the Duchy. General saving of titles of strangers. Ancient Crown lands, &c. shall not be annexed under this Act. Rents shall be paid in the Duchy court at Westminster; leases shall be sealed with the Duchy seal. (*Not reprinted.*) 361

XLVIII.

15th April, 4 and 5 Phil. and Mary, 1558.—Letters Patent under the Great Seal of England, whereby certain manors, &c., in the counties of Hertford, Essex, Bucks, Suffolk, Sussex, Cambridge, and York, are annexed to the Duchy of Lancaster by the authority of the Act of 2nd and 3rd of Phil. and Mary 362

Digitized by Google

CHARTERS

GRANTED BY

THE CROWN

TO

The Duchy of Lancaster.

Digitized by Google

I.

Pro Henrico Comite Lancastriæ.

Rot. Cart. 16 Edw. 3. n. 11. in Turr. Lond.

EDWARDUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ archiepiscopis episcopis abbatibus prioribus comitibus baronibus justitiariis vicecomitibus præpositis ministris et omnibus ballivis et fidelibus suis salutem. Sciatis quod cum nuper de gratia nostra speciali et ob affectionem sinceram quam ad personam consanguinei et fidelis nostri, Henrici Comitis Lancastriæ, gerebamus et habuimus, necnon in recompensationem dampnorum et sumptuum quæ idem Comes pluries et multipliciter sustinuit pro conservatione honoris nostri, et jurium coronæ nostræ, ac negotiis regni nostri feliciter dirigendis, per cartam nostram concesserimus, pro nobis et hæredibus nostris, eidem Comiti quod ipse et hæredes sui de corpore suo legitime procreati imperpetuum habeant retorna omnium brevium nostrorum et hæredum nostrorum, et omnia placita de vetito namio in terris et feodis suis; et etiam quod habeant omnes fines et amerciamenta omnium hominum et tenentium suorum, felonum et fugitivorum, et dampnatorum, prout in eadem carta nostra plenius continetur: Nos attendentes laudabilem gestum ipsius Comitis erga nos et nostros, necnon ob sinceram dilectionem quam ad personam dilecti consanguinei et fidelis nostri Henrici Comitis Derbiæ, filii prædicti Comitis, tam propter excellentiam meritorum quam locum magnum quem nobis et toti regno nostro, non absque laboribus gravibus et expensis onerosis, tenuit et tenet in præsenti, gerimus et habemus; Volentes præmissorum consideratione præfato Comiti Lancastriæ ampliorem gratiam facere in hac parte,

Digitized by Google

I.

For Henry Earl of Lancaster.*

EDWARD, by the grace of God, King of England and France, and Lord of Ireland, to his archbishops, bishops, abbots, priors, earls, barons, justices, sheriffs, reeves, ministers, and all his bailiffs and faithful people, greeting. Know ye, that whereas lately of our especial grace, and by reason of the sincere affection which we had and bore to the person of our trusty cousin Henry Earl of Lancaster, and also in recompence for the costs and losses which the same Earl had many times and in manifold ways sustained for the conservation of our honor and the rights of our crown, and in successfully directing the affairs of our realm, we did grant by our charter, for us and our heirs, to the same Earl, that he and the heirs of his body lawfully begotten, for ever, should have the return of all writs of us and our heirs, and all pleas of withernam in their lands and fees; and also that they should have all fines, and amercements of all their men and tenants, being felons and fugitives and persons condemned, as in the same our charter more fully is contained: We, being mindful of the praiseworthy bearing of the same Earl towards us and ours, and also by reason of the sincere love which we have and bear to the person of our beloved and trusty cousin Henry Earl of Derby, son of the aforesaid Earl, as well because

7th May, 16 Edw. 3. A.D. 1342.

Recital of liberties previously granted.

Return of writs, pleas of withernam, fines, and amercements.

Consideration for a more extended grant.

* This Charter, surrendered by Henry Earl of Lancaster, son and heir of the grantee, was cancelled in 23 Edw. 3, as appears by the memorandum in the margin of the Charter Roll opposite to the cancelled Charter.

Digitized by Google

de gratia nostra speciali concessimus, et hac carta nostra confirmavimus, pro nobis et hæredibus nostris, præfato Comiti Lancastriæ, quod ipse et hæredes sui, de corpore suo procreati, et omnes homines sui imperpetuum sint quieti de pavagio, passagio, paagio, lastagio, stallagio, tallagio, cariagio, pesagio, piccagio, et terragio per totum regnum et potestatem nostram; et etiam quod idem Comes et hæredes sui prædicti imperpetuum habeant retorna omnium brevium nostrorum et hæredum nostrorum, ac summonitionum de scaccario nostro et hæredum nostrorum, et attachiamenta tam de placitis coronæ quam de aliis quibuscunque in omnibus terris et feodis suis, ita quod nullus vicecomes, vel alius ballivus seu minister noster, vel hæredum nostrorum, terras seu feoda illa ingrediatur, ad executiones eorundem brevium et summonitionum, seu ad attachiamenta de placitis coronæ vel aliis prædictis, aut aliquod aliud officium ibidem faciendum, nisi in defectum ipsius Comitis Lancastriæ et hæredum suorum prædictorum, ac ballivorum et ministrorum suorum, in terris et feodis suis prædictis; et etiam quod habeant catalla hominum et tenentium suorum, felonum et fugitivorum, ita quod si quis hominum vel tenentium suorum pro delicto suo vitam vel membrum debeat amittere, vel fugerit et judicio stare noluerit, vel aliud quodcunque delictum fecerit, pro quo catalla sua debeat perdere, ubicunque justitia de eo fieri debeat, sive in curia nostra vel hæredum nostrorum, sive in alia curia, ipsa catalla sint ipsius Comitis Lancastriæ et hæredum suorum prædictorum, et quod liceat eis seu ministris suis, sine impedimento nostri vel hæredum nostrorum, vicecomitum, aut aliorum ballivorum seu ministrorum nostrorum quorumcunque, ponere se in seisinam de catallis prædictis, et ea ad usum ipsius Comitis Lancastriæ et hæredum

Digitized by Google

of the excellence of his merits as the good stead in which he hath stood and at present stands to us and our whole realm, not without great labors and expensive charges, and willing, in consideration of the premises, to shew more ample favor to the aforesaid Earl of Lancaster in this behalf, of our especial grace have granted, and by this our charter have confirmed, for us and our heirs, to the aforesaid Earl of Lancaster, that he and his heirs of his body begotten, and all his men for ever, may be quit of paviage, passage, payage, lastage, stallage, tallage, carriage, pesage, picage, and groundage, throughout all our realm and dominion; and also that the same Earl, and his heirs aforesaid for ever, may have the return of all writs of us and our heirs, and summons of the exchequer of us and our heirs, and the attachment as well of pleas of the crown as of other pleas whatsoever in all his lands and fees, so that no sheriff or other bailiff or minister of us or our heirs may enter those lands or fees to execute the same writs and summons, or to make attachment of pleas of the crown or other pleas aforesaid, or to do any other office there, unless in default of the same Earl of Lancaster and his heirs aforesaid, and his bailiffs and ministers in his lands and fees aforesaid; and also that they may have the chattels of their men and tenants, being felons and fugitives, so that if any one of their men or tenants ought to lose life or limb for his offence, or shall flee and be unwilling to stand his trial, or commit any other offence for the which he ought to lose his chattels, wheresoever justice shall be had of him, whether in the court of us or our heirs or in any other court, such chattels shall belong to the same Earl of Lancaster and his heirs aforesaid; and that it shall be lawful for them or their ministers, without hinderance of us or our heirs, or of our sheriffs or other bailiffs or ministers

Acquittance of paviage and other tolls.

Return of writs and summons of the exchequer; attachment of pleas of the crown.

Chattels of felons.

Digitized by Google

suorum prædictorum retinere; ac etiam quod habeant imperpetuum omnes fines pro transgressionibus et aliis delictis quibuscunque, et etiam fines pro licentia concordandi, ac omnia amerciamenta, redemptiones et exitus forisfactos, ac forisfacturas, annum diem et vastum, et streppum, et omnia quæ ad nos et hæredes nostros pertinere poterunt de hujusmodi anno die et vasto, et murdris, de omnibus hominibus et tenentibus de terris et feodis suis quibuscunque, in quibuscunque curiis nostris et hæredum nostrorum homines et tenentes illos, tam coram nobis, et hæredibus nostris, et in cancellaria nostra, et hæredum nostrorum, ac coram thesaurario et baronibus nostris et hæredum nostrorum de scaccario, et coram justitiariis nostris et hæredum nostrorum de banco, et coram senescallo, et marescallis, seu clerico mercati hospitii nostri et hæredum nostrorum, qui pro tempore fuerint, et aliis curiis nostris et hæredum nostrorum, quam coram justitiariis itinerantibus ad communia placita et ad placita forestæ, et quibuscunque aliis justitiariis et ministris nostris et hæredum nostrorum, tam in præsentia nostra et hæredum nostrorum quam in absentia nostra et hæredum nostrorum, fines facere, vel amerciari, exitus forisfacere, annum diem et vastum, seu forisfacturas, et murdra adjudicari contigerit; quæ fines, amerciamenta, redemptiones, exitus, annus dies vastum, sive streppum, forisfacturæ, et murdra, ad nos vel hæredes nostros possent pertinere, si præfato Comiti Lancastriæ et hæredibus suis prædictis concessa non fuissent: Ita quod idem Comes Lancastriæ et hæredes sui prædicti, per se vel per ballivos et ministros suos, fines, amerciamenta, redemptiones, exitus, et forisfacturas hujusmodi hominum et tenentium suorum prædictorum, et omnia quæ ad nos et hæredes nostros pertinere poterunt de anno die et vasto, sive streppo, et mur-

Digitized by Google

whomsoever, to put themselves in seizin of the chattels aforesaid, and to retain them to the use of the same Earl of Lancaster and his heirs aforesaid; and also that they may have for ever all fines for trespasses and other offences whatsoever, and also the fines for licence to agree, and all amercements, ransoms, and forfeited issues and forfeitures, year, day, and waste, and estrepements, and all things which can pertain to us and our heirs of the like year, day, and waste, and murders, in respect of all the men and tenants of their lands and fees whatsoever, in any soever of the courts of us and our heirs where such men and tenants shall happen to make fine or be amerced or forfeit issues, or such year, day, and waste, or forfeitures and murders, happen to be adjudged, as well before us and our heirs, and in the chancery of us and our heirs, and before the treasurer and barons of the exchequer of us and our heirs, and before the justices of the bench of us and our heirs, and before the steward and marshals or the clerk of the market of the household of us and our heirs for the time being, and in other the courts of us and our heirs, as before the justices in eyre to hold common pleas and pleas of the forest, and before all other justices and ministers of us and our heirs whomsoever, as well in presence of us and our heirs as in absence of us and our heirs, which fines, amercements, ransoms, issues, year, day, waste, or estrepement, forfeitures and murders, would pertain to us or our heirs if they had not been granted to the aforesaid Earl of Lancaster and his heirs aforesaid; so that the same Earl of Lancaster and his heirs aforesaid, by themselves or by their bailiffs and ministers, may levy, perceive, and have the fines, amercements, ransoms, issues, and forfeitures of such their men and tenants aforesaid, and all things which can pertain to us and our heirs of the year,

Fines and amercements, forfeited issues, forfeitures, &c.

Digitized by Google

dris prædictis levare, percipere, et habere possint, — sine occasione vel impedimento nostri vel hæredum nostrorum, justitiariorum, escaetorum, vicecomitum, coronatorum, aut aliorum ballivorum seu ministrorum nostrorum, quorumcunque. Quare volumus et firmiter præcipimus pro nobis et hæredibus nostris quod præfatus Comes Lancastriæ et hæredes sui prædicti imperpetuum habeant omnes libertates et quietancias prædictas, sicut prædictum est, et eis, ac earum qualibet decætero plene gaudeant et utantur. Hiis testibus venerabilibus patribus Johanne Cantuariensi Archiepiscopo, totius Angliæ Primate, R. Dunelmensi, et R. Londinensi, Episcopis, Willielmo de Bohun Comite Norhamptoniæ, Thoma Comite Warwici, Ricardo Comite Arundelliæ, Henrico de Percy, Hugone le Despenser, Roberto Parnyng Cancellario nostro, Radulpho de Stafford Senescallo hospitii nostri, et aliis. Data per manum nostram apud Westmonasterium septimo die Maii anno regni nostri Angliæ sextodecimo, regni vero nostri Franciæ tertio.

Per ipsum Regem.

" Memorandum quod exhibita ista carta per Henricum Comitem Lancastriæ filium prædicti Comitis et perlecta coram Rege et Concilio suo habitaque inde deliberatione pleniori, videbatur eidem Regi et Concilio suo dictam cartam in maximum dampnum et nimiam exhæredationem Regis fuisse factam, per quod, de assensu tam ipsius Regis et Concilii sui quam dicti Comitis, carta ista, quam dictus Comes eidem Regi reddidit, revocata et dampnata fuit ac cancellata, et omnino adnullata, ita quod extunc nullius foret valoris vel vigoris, et pro restitutione dictæ cartæ et pro bono obsequio dicti Comitis Regi impendendo, idem Rex per literas suas patentes sub data vicesimo quinto die Septembris, anno regni Regis hujusmodi vicesimo tertio concessit eidem Comiti libertates in dicta carta contentas

Digitized by Google

day, and waste, or estrepement, and murders aforesaid,—without let or hinderance of us or our heirs, or of our justices, escheators, sheriffs, coroners, or other our bailiffs or ministers whomsoever. Wherefore we will and strictly command, for us and our heirs, that the aforesaid Earl of Lancaster and his heirs aforesaid, for ever, may have all the liberties and acquittances aforesaid, as is aforesaid, and henceforth may fully use and enjoy them and every of them. These being witnesses, the venerable fathers John Archbishop of Canterbury, Primate of all England; Richard Bishop of Durham; Ralph Bishop of London; William de Bohun, Earl of Northampton; Thomas Earl of Warwick; Richard Earl of Arundel; Henry de Percy; Hugh le Despenser; Robert Parnyng, our Chancellor; Ralph de Stafford, Steward of our household, and others. Given under our hand at Westminster, on the seventh day of May, in the sixteenth year of our reign of England, and the third of our reign of France.

By the King himself.

Memorandum in the margin of the Charter Roll, 16 Edw. 2.

"Be it remembered that this charter, having been exhibited by Henry Earl of Lancaster, son of the aforesaid Earl, and read over before the King and his Council, and the fullest deliberation being had thereupon, it did seem to the same King and his Council that the said charter was made to the very great damage and excessive disherison of the King; whereupon, with the assent as well of the same King and his Council as of the said Earl, this charter, which the said Earl surrendered to the same King, was revoked, condemned, and cancelled, and altogether annulled, so that thenceforth it should be of no force nor value; and for the restitution of the said charter and for the said Earl's good service to be done to the King, the same King, by his letters patent, bearing date the 25th day of September, in the 23rd

Digitized by Google

in omnibus terris suis ad totam vitam ipsius Comitis habendas. Et concordatum est quod omnes cartæ inde sigillatæ restituantur et dampnentur, et si quæ imposterum inventæ fuerint non restitutæ, pro nullis habeantur et omnem vim perdant et vigorem."

Digitized by Google

year of the same King's reign, did grant to the same Earl to have the liberties in the said charter contained in all his lands for the whole life of the same Earl. And it was agreed that all the charters thereof, sealed, should be restored and condemned, and if any were thereafter found not restored, they should be held as null and lose all force and effect."

Digitized by Google

II.

Pro Henrico Comite Lancastriæ.

Rot. Pat. 23 Edw. 3. p. 3. m. 30. in Turr. Lond. (Orig. in arch. Ducat. Lanc.)

DWARDUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ omnibus ad quos præsentes literæ pervenerint, salutem. Sciatis quod cum nos nuper per cartam nostram concesserimus Henrico tunc Comiti Lancastriæ consanguineo nostro diversas libertates et quietantias * sub certa forma habendas; nos † ad hoc quod dilectus consanguineus et fidelis noster Henricus nunc Comes Lancastriæ, filius et hæres prædicti Henrici, spontanea voluntate et mero motu dictam cartam in cancellaria nostra cancellandam restituit et dampnandam, remittens pro se et hæredibus suis nobis et hæredibus nostris omnimoda jus et clamium, quæ ratione dictæ cartæ ipsi Comiti aut hæredibus suis jam competunt aut imposterum competere poterunt quovismodo, ‡ considerationem habentes ac volentes eidem nunc Comiti Lancastriæ gratiam facere specialem concessimus, pro nobis et hæredibus nostris, præfato nunc Comiti quod ipse omnes et singulas libertates et quietantias in dicta carta contentas, in omnibus terris et feodis quæ jam possidet, habeat et eis gaudeat ad totam vitam suam; videlicet, quod ipse et omnes homines sui sint quieti de pavagio, passagio, paagio, lastagio, stallagio, tallagio, cariagio, pesagio, piccagio, et terragio, per totum regnum et potesta-

* *Sub certa forma habendas.*] The original Charter has these words, "*habendas sibi et hæredibus de corpore suo procreatis in omnibus terris et feodis suis imperpetuum.*"

† *Ad hoc.*] Written on an erasure. In the original Charter "*pro eo.*"

‡ *Considerationem.*] Before this word occurs a blank left by erasure. In the original Charter are the words "*Nos ad hoc.*"

Digitized by Google

II.

For Henry Earl of Lancaster.*

EDWARD, by the grace of God, King of England and France, and Lord of Ireland, to all to whom the present letters shall come, greeting. Know ye, that whereas we lately, by our charter, did grant to Henry then Earl of Lancaster, our cousin, divers liberties and acquittances, to have under a certain form, We, for that our trusty and beloved cousin Henry now Earl of Lancaster, son and heir of the aforesaid Henry, hath of his own free will and mere motion surrendered the said charter into our chancery, to be cancelled and condemned, remitting for himself and his heirs to us and our heirs all manner of right and claim which by reason of the said charter do now or hereafter can in any wise happen to the said Earl or his heirs, having consideration hereunto, and being willing to shew to the same now Earl of Lancaster especial favor, have granted for us and our heirs, to the aforesaid now Earl, that he may have all and singular the liberties and acquittances contained in the said charter in all the lands and fees which he now possesses, and may enjoy them for the whole of his life; that is to say, that he and all his men be quit of paviage, passage, payage, lastage, stallage, tallage, carriage, pesage, picage, and groundage, throughout all our realm and dominion; and also that the same Earl may have the return of all writs of us and our heirs, and summons of the exchequer

25th Sept. 23 Edw. 3. A.D. 1349.

Recital of Charter of 7th May, 16 Edw. 3.

and surrender thereof.

Grant for life.

Acquittance of tolls, &c.

Return of writs and summons of the exchequer;

* The original Charter, under the great seal of England, is preserved in the archives of the Duchy of Lancaster.

Digitized by Google

tem nostram; et etiam quod idem Comes habeat retorna omnium brevium nostrorum et hæredum nostrorum, ac summonitionum de scaccario nostro et hæredum nostrorum, et attachiamenta tam de placitis coronæ quam de aliis quibuscumque, in omnibus terris et feodis suis; Ita quod nullus vicecomes vel alius ballivus seu minister noster vel hæredum nostrorum terras *seu feoda illa ingrediatur ad executiones eorundem brevium et summonitionum, seu ad attachiamenta de placitis coronæ vel aliis prædictis aut aliquod aliud officium ibidem faciendum, nisi in defectum ipsius Comitis et ballivorum ac ministrorum suorum in terris et feodis suis prædictis. Et etiam quod habeat catalla hominum et tenentium suorum felonum et fugitivorum; ita quod si quis hominum vel tenentium suorum pro delicto suo vitam vel membrum debeat amittere, vel fugerit et judicio stare noluerit, vel aliud quodcumque delictum fecerit, pro quo catalla sua debeat perdere, (ubicumque de eo justitia fieri debeat, sive in curia nostra vel hæredum nostrorum, sive in alia curia,) ipsa catalla sint ipsius Comitis; et quod liceat ei seu ministris suis, sine impedimento nostri vel hæredum nostrorum vicecomitum aut aliorum ballivorum seu ministrorum nostrorum quorumcumque, ponere se in seisinam de catallis prædictis, et ea ad usum ipsius Comitis retinere. Ac etiam quod habeat † ad totam vitam suam omnes fines pro transgressionibus et aliis delictis quibuscumque, et etiam fines pro licentia concordandi, ac omnia amerciamenta, redemptiones, et exitus forisfactos ac forisfacturas, annum diem et vastum, et streppum, et omnia quæ ad nos et hæredes nostros pertinere poterunt de hujusmodi anno die et vasto, et murdris, de omnibus hominibus et tenentibus de terris et feodis suis quibuscumque, in qui-

* *Seu.*] In the original Charter "*vel.*"

† *Ad totam vitam suam.*] Written on an erasure. In the original Charter "*imperpetuum.*"

Digitized by Google

of us and our heirs, and the attachment as well of pleas of the crown as of other pleas whatsoever in all his lands and fees, so that no sheriff or other bailiff or minister of us or our heirs may enter those lands or fees to execute the same writs and summons, or to make attachment of pleas of the crown or other pleas aforesaid, or to do any other office there, unless in default of the same Earl and his bailiffs and ministers in his lands and fees aforesaid. And also that he may have the chattels of his men and tenants, being felons and fugitives, so that if any one of his men or tenants ought to lose life or limb for his offence, or shall flee and be unwilling to stand his trial, or commit any other offence for the which he ought to lose his chattels, wheresoever justice shall be had of him, whether in the court of us or our heirs or any other court, such chattels shall belong to the same Earl; and that it shall be lawful for him or his ministers without hinderance of us or our heirs, or of our sheriffs, or other bailiffs or ministers whomsoever, to put themselves in seizin of the chattels aforesaid, and to retain them to the use of the same Earl. And also that he may have for the whole of his life all fines for trespasses and other offences whatsoever, and also the fines for licence to agree, and all amercements, ransoms, and forfeited issues, and forfeitures, year, day, and waste, and estrepement, and all things which can pertain to us and our heirs of the like year, day, and waste, and murders, in respect of all the men and tenants of his lands and fees whatsoever in any soever of the courts of us and our heirs where such men and tenants shall happen to make fine or be amerced, or forfeit issues, or such year, day, and waste, or forfeitures, and murders happen to be adjudged, as well before us and our heirs, and in the chancery of us and our heirs, and before the treasurer

attachment of pleas of the crown.

Chattels of felons.

Fines and amercements, forfeited issues, forfeitures, &c.

Digitized by Google

buscumque curiis nostris et hæredum nostrorum homines et tenentes illos, tam coram nobis et hæredibus nostris, et in cancellaria nostra et hæredum nostrorum, ac coram thesaurario et baronibus nostris et hæredum nostrorum de scaccario, ac coram justitiariis nostris et hæredum nostrorum de banco, et coram senescallo et marescallis seu clerico mercati hospitii nostri et hæredum nostrorum, qui pro tempore fuerint, et aliis curiis nostris et hæredum nostrorum, quam coram justitiariis itinerantibus ad communia placita et ad placita forestæ, et quibuscumque aliis justitiariis et ministris nostris et hæredum nostrorum, tam in præsentia nostra et hæredum nostrorum quam absentia nostra et hæredum nostrorum, fines facere, vel amerciari, exitus forisfacere, annum diem et vastum, seu forisfacturas, et murdra, adjudicari contigerit; quæ fines, amerciamenta, redemptiones, exitus, annus dies *vastum, sive streppum, forisfacturæ, et murdra, ad nos vel hæredes nostros possent pertinere si præfato Comiti concessa non fuissent: ita quod idem Comes per se vel per ballivos et ministros suos fines, amerciamenta, redemptiones, exitus, et forisfacturas, hujusmodi hominum et tenentium suorum prædictorum, et omnia quæ ad nos et hæredes nostros pertinere poterunt de anno die et vasto sive streppo, et murdris prædictis, levare, percipere, et habere possint; sine occasione vel impedimento nostri vel hæredum nostrorum, justitiariorum, escaetorum, vicecomitum, coronatorum, aut aliorum ballivorum seu ministrorum nostrorum quorumcumque. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Westmonasterium vicesimo quinto die Septembris anno regni nostri Angliæ vicesimo tertio, regni vero nostri Franciæ decimo.

Per breve de privato sigillo.

* *Vastum.*] In the original Charter "*et vastum.*"

Digitized by Google

and barons of the exchequer of us and our heirs, and before the justices of the bench of us and our heirs and before the steward and marshals or the clerk of the market of the household of us and our heirs for the time being, and in other the courts of us and our heirs, as before the justices in eyre, to hold common pleas and pleas of the forest, and before all other justices and ministers of us and our heirs whomsoever, as well in presence of us and our heirs as in absence of us and our heirs; which fines, amercements, ransoms, issues, year, day, waste, or estrepement, forfeitures and murders, would pertain to us or our heirs if they had not been granted to the aforesaid Earl: so that the same Earl, by himself or by his bailiffs and ministers, may levy, perceive, and have the fines, amercements, ransoms, issues, and forfeitures of such his men and tenants aforesaid, and all things which can pertain to us and our heirs of the year, day, and waste, or estrepement, and murders aforesaid; without let or hinderance of us or our heirs, or of our justices, escheators, sheriffs, coroners, or other our bailiffs or ministers whomsoever. In witness whereof, we have caused these our letters to be made patent. Witness ourself at Westminster, on the twenty-fifth day of September, in the twenty-third year of our reign of England, and in the tenth of our reign of France.

By writ of privy seal.

Digitized by Google

III.

Pro Henrico Duce Lancastriæ.

Rot. Pat. 25 Edw. 3. p. 1. m. 18. in Turr. Lond.

DWARDUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ omnibus ad quos præsentes literæ pervenerint, salutem. Sciatis quod etsi nos, debita consideratione pensantes gestus magnificos cunctorum qui nobis in guerris nostris laudabiliter et strenue servierunt, ipsos desideremus honoribus attollere et pro viribus juxta merita præmiare, quanto magis consanguineos nostros, quos tam in sapientia quam in gestu nobili alios præcellere conspicimus, et qui nobis locum tenuerunt et tenere poterunt potiorem, nos convenit majoribus honoribus et gratiis prærogare. Considerantes itaque probitatem strenuam et sapientiam præcellentem consanguinei nostri carissimi Henrici Comitis Lancastriæ, qui nullis cedens laboribus et expensis semper se nobis obsequiosum exhibuit, et pro nobis pluries in necessitatibus intrepide se guerrarum exponens discriminibus de inimicis nostris magnifice triumphavit, ad totius nationis Anglicanæ titulos honorifice recolendos qualiter condignam sibi retributionem poterimus facere non videmus; sed quia dignum est ut tanta factorum magnalia celebrioris nominis excellentia subsequatur, de assensu prælatorum et procerum in instanti parliamento nostro apud Westmonasterium convocato existentium, præfato Henrico nomen Ducis Lancastriæ imponimus et ipsum de nomine Ducis dicti loci per cincturam gladii præsentialiter investimus. Et cum exaltationem nominis concomitare conveniat adjectio commodi et honoris, læto corde concessimus, pro nobis et hæredibus nostris, præfato Duci, quod ipse ad

Digitized by Google

III.

For Henry Duke of Lancaster.*

EDWARD, by the grace of God, King of England and France and Lord of Ireland, to all to whom the present letters shall come, greeting. Know ye, that if we, weighing with due consideration the noble bearings of all those who laudably and strenuously have served us in our wars, be desirous of raising them to honors, and rewarding them for their valour according to their merits, how much more doth it become us to advance with greater honors and favors our cousins, whom we see excelling others as well in wisdom as in noble bearing, and who have stood and may stand us in better stead. Considering, therefore, the strenuous goodness and excellent wisdom of our most dear cousin Henry Earl of Lancaster, who, yielding to no labor and charges, hath ever shewn himself ready to serve us, and many times in our need intrepidly exposing himself for us to the dangers of war, hath nobly triumphed over our enemies, we do not see how we shall be able to make him a suitable retribution that may honorably record the remembrances of the whole English nation; but, because it is meet such great and valiant deeds should attain the excellence of a more famous name, with the assent of the prelates and nobles assembled in our present parliament convoked at Westminster, we do impose upon the aforesaid Henry the name of Duke of Lancaster,

6th March, 25 Edw. 3. A.D. 1251.

Henry Earl of Lancaster created Duke of Lancaster.

* The original Charter does not now exist in the archives of the Duchy of Lancaster.

Digitized by Google

totam vitam suam habeat infra eundem comitatum cancellariam suam, ac brevia sua sub sigillo suo pro officio cancellarii deputando consignanda, justitiarios suos tam ad placita coronæ quam ad quæcumque alia placita communem legem tangentia tenenda, ac cognitiones eorundem, et quascumque executiones per brevia sua et ministros suos ibidem faciendas, et quæcumque alia libertates et jura regalia ad comitem palatinum pertinentia, adeo integre et libere sicut Comes Cestriæ infra eundem comitatum Cestriæ dinoscitur obtinere (decimis et quintisdecimis et aliis quotis et subsidiis nobis et hæredibus nostris per communitatem regni nostri, et decimis et aliis quotis per clerum ejusdem regni nobis concessis et imposterum concedendis, aut eidem clero per sedem apostolicam impositis et imponendis, ac pardonationibus vitæ et membrorum in casu quo aliquis ejusdem comitatus aut alius in eodem comitatu pro aliquo delicto vitam vel membrum amittere debeat, ac etiam superioritate et potestate corrigendi ea quæ in curiis ejusdem Ducis ibidem erronice facta fuerint, vel si idem Dux aut ministri sui in justitia in curiis ejusdem Ducis inibi facienda defecerint, semper salvis). Et est intentionis nostræ quod idem Dux, ad mandata nostra et hæredum nostrorum, ad parliamenta et concilia nostra duos milites pro communitate comitatus prædicti et duos burgenses de quolibet burgo ejusdem comitatus ad tractandum cum aliis de communitate dicti regni nostri ad eadem parliamenta et concilia venientibus de negotiis dicti regni nostri in eisdem parliamentis et conciliis exponendis mittere teneatur. Et quod idem Dux certos homines fideles et sufficientes ad hujusmodi decimas et quintasdecimas subsidia et alia quota quotiens ea nobis seu hæredibus nostris in parliamentis seu conciliis concedi contigerit assignet; ita quod nobis et hæredibus nostris de sic concessis respondeatur per eosdem.

Digitized by Google

and presently do invest him with the name of Duke of the said place by girding of the sword. And since it is becoming that addition of honor and advantage should accompany excellency of name, we have granted with cheerful heart, for us and our heirs, unto the aforesaid Duke, that he for the whole of his life may have within the same county his chancery, and his writs to be sealed under his seal to be deputed for the office of the chancellor, his justices to hold as well pleas of the crown as all other pleas whatsoever touching the common law, and the cognisance thereof, and all manner of execution to be made by his writs and his ministers there, and all other liberties and *jura regalia* pertaining to a Count Palatine, as freely and entirely as the Earl of Chester is well known to obtain within the same county of Chester: (saving always the tenths and fifteenths, and other contributions and subsidies granted and hereafter to be granted to us and our heirs by the commonalty of our realm, and the tenths and other contributions granted and hereafter to be granted to us by the clergy of the same our realm, or imposed and to be imposed upon the same clergy by the apostolic see;—and the pardon of life and limbs in case that any person of the same county, or other person in the same county, ought for any delict to lose his life or limb;—and also the superiority and power of correcting those things which shall have been erroneously done there in the courts of the same Duke, or if the same Duke or his ministers shall have failed in doing justice there also in the courts of the same Duke.) And it is our intention that the same Duke, at the mandates of us and our heirs, be held to send to our parliaments and councils two knights for the commonalty of the shire aforesaid, and two burgesses from every borough of the same

Grant to him of a Court of Chancery in the county of Lancaster,

and *jura regalia* pertaining to a County Palatine.

The Duke to send knights of the shire and burgesses to serve in parliament;

Digitized by Google

In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Westmonasterium sexto die Marcii anno regni nostri Angliæ vicesimo quinto, regni vero nostri Franciæ duodecimo.

Digitized by Google

shire, to treat with the others of the commonalty of our said realm coming to the same parliaments and councils concerning the affairs of our said realm in the same parliaments and councils to be declared. And that the same Duke shall assign certain trusty and sufficient men for the like tenths and fifteenths, subsidies and other contributions, so often as they shall happen to be granted to us or our heirs in parliament or council; so that we and our heirs may by them be answered in respect of such grants. In witness whereof we have caused these our letters to be made patent. Witness ourself at Westminster on the sixth day of March, in the twenty-fifth year of our reign of England, and the twelfth of our reign of France.

and to appoint collectors of subsidies granted by parliament.

Digitized by Google

IV.

Pro Johanne Comite Lancastriæ et Richemondiæ.

Rot. Cart. 34 & 35 Edw. 3. n. 2. in Turr. Lond. (Orig. in arch Duc. Lanc.)

DWARDUS Dei gratia Rex Angliæ Dominus Hiberniæ et Aquitaniæ, archiepiscopis, episcopis, abbatibus, prioribus, comitibus, baronibus, justitiariis, vicecomitibus, præpositis, ministris, et omnibus ballivis et fidelibus suis salutem. Sciatis quod nos considerantes qualiter comitatus Lancastriæ, et plura castra, villæ, maneria, terræ, et tenementa, cum pertinentiis, tam in comitatibus Lincolniæ et Derbiæ quam in diversis aliis comitatibus regni nostri, quæ fuerunt Henrici nuper Ducis Lancastriæ et Comitis Lincolniæ et Derbiæ post mortem ipsius Ducis, (quædam, videlicet, ad Johannem Comitem Richemondiæ filium nostrum carissimum et Blanchiam uxorem ejus unam filiarum et hæredum prædicti Ducis, juxta partitionem inter ipsos et Matildem alteram filiarum et hæredum ipsius Ducis factam per descensum hæreditarium sunt devoluta, et quædam eisdem Comiti et Blanchiæ, juxta ordinationem et concessionem prædicti Ducis dum vixit, sub certa forma sunt remansura,) ac volentes proinde eidem filio nostro, ut se juxta status sui nobilitatem decentius manutenere valeat, gratiam facere specialem, concessimus et hac carta nostra confirmavimus pro nobis et hæredibus nostris præfato Johanni nunc Comiti Lancastriæ et Richemondiæ, quod ipse et hæredes sui de corpore suo et corpore prædictæ Blanchiæ legitime procreati imperpetuum habeant retorna omnium brevium nostrorum et hæredum nostrorum, et omnia placita de vetito namio in terris et feodis de hæreditate prædicti Ducis, quæ jam in manibus ipsorum Comitis et

Digitized by Google

IV.

For John Earl of Lancaster and Richmond.*

EDWARD, by the grace of God, King of England, Lord of Ireland and Aquitaine, to his archbishops, bishops, abbots, priors, earls, barons, justices, sheriffs, reeves, ministers, and all his bailiffs and faithful people, greeting. Know ye, that we, considering how that the county of Lancaster, and many castles, towns, manors, lands, and tenements, with their appurtenances, as well in the counties of Lincoln and Derby, as in divers other counties of our realm, which were of Henry late Duke of Lancaster and Earl of Lincoln and Derby, lately after the death of the same Duke had devolved, to wit, some by hereditary descent, upon John Earl of Richmond, our most dear son, and Blanche his wife, one of the daughters and co-heirs of the aforesaid Duke, according to the partition made between them and Matilda, the other daughter and co-heir of the same Duke, and some were to remain, under a certain form, to the same Earl and Blanche, according to an ordinance and grant of the aforesaid Duke whilst he lived, and being willing, therefore, to shew especial favor to the same our son, in order that he may the more decently maintain himself according to the nobility of his station, have granted and by this our charter have confirmed for us and our heirs to the aforesaid John now Earl of Lancaster and Richmond, that he and his heirs of his body and the body of the aforesaid Blanche, lawfully begotten, for ever shall have the return of all writs of us and our heirs,

13th Nov. 35 Edw. 3. A.D. 1361.

Liberties granted in the lands of Blanche, one of the co-heirs of Henry Duke of Lancaster.

Return of writs.

* The original Charter, under the great seal of England, is preserved in the archives of the Duchy of Lancaster.

Digitized by Google

Blanchiæ existunt, et quæ imposterum eis juxta ordinationem et concessionem prædictas sunt remansura cum ad manus suas devenerint, et etiam omnes fines et amerciamenta omnium hominum et tenentium suorum ubicumque ipsos homines et tenentes in curiis nostris et hæredum nostrorum amerciari vel fines facere contigerit; necnon omnia catalla omnium hominum et tenentium suorum, felonum et fugitivorum et dampnatorum. Quare volumus et firmiter præcipimus pro nobis et hæredibus nostris quod prædictus Comes et hæredes sui prædicti imperpetuum habeant retorna omnium brevium nostrorum et hæredum nostrorum, et omnia placita de vetito namio in terris et feodis suis prædictis; ac omnes fines et amerciamenta omnium hominum et tenentium suorum prædictorum, ubicumque ipsos homines et tenentes in curiis nostris et hæredum nostrorum amerciari vel fines facere contigerit; ac etiam omnia catalla omnium hominum et tenentium suorum, felonum, fugitivorum, et dampnatorum, sicut prædictum est, et eodem modo quo Henricus nuper Comes Lancastriæ pater prædicti Ducis, vel idem Dux, quibus consimiles libertates in terris et feodis suis habendas successive per cartas nostras concessimus, easdem libertates habuit et eis rationabiliter uti consuevit. Hiis testibus S. Archiepiscopo Cantuariensi, W. Wintoniensi Episcopo Cancellario nostro, S. Abbate Westmonasteriensi, Thesaurario nostro, Edwardo Principe Walliæ primogenito nostro carissimo, Ricardo Arundelliæ, Thoma Warwici, et Willielmo Sarum, Comitibus, et aliis. Data per manum nostram apud Westmonasterium tertiodecimo die Novembris, anno regni nostri tricesimo quinto.

Per ipsum Regem.

Digitized by Google

and all pleas of withernam in the lands and fees of the heritage of the aforesaid Duke, which now are in the hands of the same Earl and Blanche, and which hereafter are to remain to them according to the ordinance and grant aforesaid, when they shall come into their hands; and also all fines and amercements of all their men and tenants wheresoever the same men and tenants shall happen to make fine or be amerced in the courts of us and our heirs; and also all the chattels of all their men and tenants, being felons and fugitives and persons condemned. Wherefore we will and strictly command for us and our heirs, that the aforesaid Earl and his heirs aforesaid for ever shall have the return of all writs of us and our heirs, and all pleas of withernam in their lands and fees aforesaid, and all fines and amercements of all their men and tenants aforesaid, wheresoever the same men and tenants shall happen to make fine or be amerced in the courts of us and our heirs; and also all the chattels of their men and tenants, being felons and fugitives and persons condemned, as is aforesaid, and in the same manner in which Henry late Earl of Lancaster, father of the aforesaid Duke, or the same Duke, to whom we granted by our charters successively to have the like liberties in their lands and fees, had the same liberties, and was accustomed reasonably to use them. These being witnesses, Simon Archbishop of Canterbury; William Bishop of Winchester, our Chancellor; Simon Abbot of Westminster, our Treasurer; Edward Prince of Wales, our most dear eldest son; Richard Earl of Arundel; Thomas Earl of Warwick; and William Earl of Salisbury, and others. Given under our hand at Westminster on the thirteenth day of November, in the thirty-fifth year of our reign.

Pleas of withernam.

Fines and amercements.

Chattels of felons.

By the King himself.

Digitized by Google

V.

Pro Comite Lancastriæ.

Rot. Cart. 36 Edw. 3. n. 15. in Turr. Lond. (Orig. in arch. Duc. Lanc.)

EDWARDUS Dei gratia Rex Angliæ Dominus Hiberniæ et Aquitaniæ, archiepiscopis, episcopis, abbatibus, prioribus, comitibus, baronibus, justitiariis, vicecomitibus, præpositis, ministris, et omnibus ballivis et fidelibus suis salutem. Sciatis quod cum nuper considerantes qualiter comitatus Lancastriæ, et plura castra, villæ, maneria, terræ, et tenementa, cum pertinentiis, tam in comitatibus Lincolniæ et Derbiæ quam in diversis aliis comitatibus regni nostri, quæ fuerunt Henrici nuper Ducis Lancastriæ et Comitis Lincolniæ et Derbiæ post mortem ipsius Ducis, (quædam, videlicet, ad Johannem Comitem Richemondiæ filium nostrum carissimum et Blanchiam uxorem ejus unam filiarum et hæredum prædicti Ducis, juxta partitionem inter ipsos et Matildem tunc alteram filiarum et hæredum ipsius Ducis factam per descensum hæreditarium fuerint devoluta, et quædam eisdem Comiti et Blanchiæ, juxta ordinationem et concessionem prædicti Ducis dum vixit, sub certa forma sunt remansura,) ac volentes proinde eidem filio nostro, ut se juxta status sui nobilitatem decentius manutenere valeat, gratiam facere specialem, concesserimus pro nobis et hæredibus nostris præfato Johanni nunc Comiti Lancastriæ et Richemondiæ, quod ipse et hæredes sui de corpore suo et corpore prædictæ Blanchiæ legitime procreati imperpetuum haberent retorna omnium brevium nostrorum et hæredum nostrorum, et omnia placita de vetito namio in terris et feodis de hæreditate prædicti Ducis, quæ tunc in manibus ipsorum

Digitized by Google

V.

For the Earl of Lancaster.*

EDWARD, by the grace of God, King of England, Lord of Ireland and Aquitaine, to his archbishops, bishops, abbots, priors, earls, barons, justices, sheriffs, reeves, ministers, and all his bailiffs and faithful people, greeting. Know ye, that whereas we, lately considering how that the county of Lancaster, and many castles, towns, manors, lands, and tenements, with their appurtenances, as well in the counties of Lincoln and Derby, as in divers other counties of our realm, which were of Henry late Duke of Lancaster and Earl of Lincoln and Derby, lately after the death of the same Duke had devolved, to wit, some by hereditary descent, upon John Earl of Richmond, our most dear son, and Blanche his wife, one of the daughters and co-heirs of the aforesaid Duke, according to the partition made between them and Matilda, the then other daughter and co-heir of the same Duke, and some were to remain, under a certain form, to the same Earl and Blanche, according to an ordinance and grant of the aforesaid Duke whilst he lived, and being willing, therefore, to shew especial favor to the same our son, in order that he might the more decently maintain himself according to the nobility of his station, did grant for us and our heirs to the aforesaid John now Earl of Lancaster and Richmond, that he and his heirs of his body and the body of the aforesaid Blanche,

12th May, 36 Edw. 3. A.D. 1362.

Recital of Charter dated 13th Nov. 35 Edw. 3.

* The original Charter, under the great seal of England, is preserved in the archives of the Duchy of Lancaster.

Digitized by Google

Comitis et Blanchiæ extiterunt, et quæ imposterum eis juxta ordinationem et concessionem prædictas sunt remansura cum ad manus suas devenerint; et etiam omnes fines et amerciamenta omnium hominum et tenentium suorum, ubicumque ipsos homines et tenentes in curiis nostris et hæredum nostrorum amerciari vel fines facere contingeret, necnon omnia catalla omnium hominum et tenentium suorum felonum et fugitivorum et dampnatorum, prout in carta nostra inde confecta plenius continetur. Ac jam omnia terræ et tenementa cum pertinentiis quæ prædicta Matildis tenuit in propartem suam prædictam, de omnibus terris et tenementis prædictis quæ fuerunt prædicti Ducis, necnon quædam alia terræ et tenementa cum pertinentiis in comitatibus Norfolciæ et Suffolciæ quæ eadem Matildis tenuit de hæreditate ipsius Ducis ex dono et feoffamento Johannis Episcopi Lincolniensis, Ricardi Comitis Arundelliæ, Roberti de la Mare, Johannis de Buklond, Johannis Charnels, Walteri Power, Simonis Symeon et Johannis Neumarche, per mortem ejusdem Matildis præfatis Comiti et Blanchiæ, ut sorori et hæredi prædictæ Matildis jure hæreditario descenderint. Nos volentes prædictos Comitem et Blanchiam favore prosequi gratioso, concessimus et hac carta nostra confirmavimus præfato Comiti quod ipse et hæredes sui de corpore suo et corpore prædictæ Blanchiæ legitime procreati imperpetuum habeant retorna omnium brevium nostrorum et hæredum nostrorum, et omnia placita de vetito namio, tam in terris et feodis quæ iidem Comes et Blanchia de proparte ipsius Blanchiæ prædicta, quam in terris et feodis quæ fuerunt prædictæ Matildis et quæ ipsi Comes et Blanchia ut soror et hæres ejusdem Matildis jam tenent de hæreditate prædicta, et etiam in terris et feodis, quæ eisdem Comiti et Blanchiæ sunt de eadem hæreditate imposterum remansura vel rever-

Digitized by Google

lawfully begotten, for ever should have the return of all writs of us and our heirs, and all pleas of withernam in the lands and fees of the heritage of the aforesaid Duke, which then were in the hands of the same Earl and Blanche, and which thereafter were to remain to them according to the ordinance and grant aforesaid, when they should come into their hands; and also all fines and amercements of all their men and tenants wheresoever it should happen that such men and tenants should make fine or be amerced in the courts of us and our heirs; and also all the chattels of all their men and tenants, being felons and fugitives and persons condemned, as in our charter thereof made more fully is contained. And now all the lands and tenements, with their appurtenances, which the aforesaid Matilda held as her purparty aforesaid of all the lands and tenements aforesaid which were of the aforesaid Duke, and also certain other lands and tenements, with appurtenances, in the counties of Norfolk and Suffolk, which the same Matilda held of the inheritance of the same Duke by the gift and feoffment of John Bishop of Lincoln, Richard Earl of Arundel, Robert de la Mare, John de Buklond, John Charnels, Walter Power, Simon Symeon, and John Neumarche, have by the death of the same Matilda descended by hereditary right to the aforesaid Earl and Blanche, as sister and heir of the aforesaid Matilda:—We, willing to pursue with our gracious favor the aforesaid Earl and Blanche, have granted and by this our charter have confirmed to the aforesaid Earl, that he and his heirs of his body and the body of the aforesaid Blanche, lawfully begotten, for ever may have the return of all writs of us and our heirs, and all pleas of withernam, as well in the lands and fees which the same Earl and Blanche now hold of the aforesaid purparty of the same Blanche, as in the lands and fees which

and descent of Matilda's portion on Blanche, the surviving co-heir.

Return of writs.

Pleas of withernam.

Digitized by Google

sura, cum ad manus suas devenerint, et etiam omnes fines et amerciamenta omnium hominum et tenentium suorum ubicumque ipsos homines et tenentes in curiis nostris et hæredum nostrorum amerciari vel fines facere contigerit; necnon omnia catalla omnium hominum et tenentium suorum, felonum et fugitivorum et dampnatorum. Quare volumus et firmiter præcipimus pro nobis et hæredibus nostris quod prædictus Comes et hæredes sui prædicti imperpetuum habeant retorna omnium brevium nostrorum et hæredum nostrorum, et omnia placita de vetito namio in terris et feodis suis prædictis; ac omnes fines et amerciamenta omnium hominum et tenentium suorum prædictorum, ubicumque ipsos homines et tenentes in curiis nostris et hæredum nostrorum amerciari vel fines facere contigerit; ac etiam omnia catalla omnium hominum et tenentium suorum, felonum, fugitivorum, et dampnatorum, sicut prædictum est, et eodem modo quo Henricus nuper Comes Lancastriæ pater prædicti Ducis, vel idem Dux, quibus consimiles libertates in terris et feodis suis habendas successive per cartas nostras concessimus, easdem libertates habuit et eis rationabiliter uti consuevit. Hiis testibus S. Archiepiscopo Cantuariensi totius Angliæ Primate, W. Wintoniensi Episcopo Cancellario nostro, S. Eliensi Episcopo Thesaurario nostro, Edwardo Principe Walliæ primogenito nostro carissimo, Ricardo Arundelliæ, Thoma Warwici, et Willielmo Sarum, Comitibus, et aliis. Data per manum nostram apud Westmonasterium duodecimo die Maii, anno regni nostri tricesimo sexto.

Per ipsum Regem.

Digitized by Google

were of the aforesaid Matilda, and which the same Earl, and Blanche as sister and heir of the same Matilda, now hold of the inheritance aforesaid, and also in the lands and fees of the same inheritance which are hereafter to remain or revert to the same Earl and Blanche, when they shall come into their hands; and also all fines and amercements of all their men and tenants wheresoever the same men and tenants shall happen to make fine or be amerced in the courts of us and our heirs; and also all the chattels of all their men and tenants, being felons and fugitives and persons condemned. Wherefore we will and strictly command for us and our heirs, that the aforesaid Earl and his heirs aforesaid for ever shall have the return of all writs of us and our heirs, and all pleas of withernam in their lands and fees aforesaid; and all fines and amercements of all their men and tenants aforesaid, wheresoever the same men and tenants shall happen to make fine or be amerced in the courts of us and our heirs; and also all the chattels of their men and tenants, being felons and fugitives and persons condemned, as is aforesaid, and in the same manner in which Henry late Earl of Lancaster, father of the aforesaid Duke, or the same Duke, to whom we granted by our charters successively to have the like liberties in their lands and fees, had the same liberties and was accustomed reasonably to use them. These being witnesses, Simon Archbishop of Canterbury, Primate of all England; William Bishop of Winchester, our Chancellor; Simon Bishop of Ely, our Treasurer; Edward Prince of Wales, our most dear eldest son; Richard Earl of Arundel; Thomas Earl of Warwick; and William Earl of Salisbury, and others. Given under our hand at Westminster on the twelfth day of May, in the thirty-sixth year of our reign.

Fines and amercements.

Chattels of felons.

By the King himself.

Digitized by Google

VI.

Pro Johanne Duce Lancastriæ.

Rot. Cart. 36 Edw. 3. n. 9. in Turr. Lond.

EDWARDUS Dei gratia Rex Angliæ, Dominus Hiberniæ et Aquitaniæ, archiepiscopis, episcopis, abbatibus, prioribus, ducibus, comitibus, baronibus, justitiariis, vicecomitibus, præpositis, ministris, et omnibus ballivis et fidelibus suis, salutem. Sciatis quod nos considerantes strenuitatem excrescentem et gestum laudabilem quos in carissimo filio nostro Johanne Comite Lancastriæ vigere conspicimus, ac volentes proinde personam suam juxta claritatem generis sui ac morum suorum merita, ut per ipsius potentiam et prudentiam regale sceptrum fulciatur, ad exaltationem et decentiam status sui honorare, eidem Comiti nomen et honorem Ducis dedimus et ipsum in Ducem Lancastriæ præfecimus, ac de eisdem nomine et honore per cincturam gladii et appositionem cappæ suo capiti investimus; habenda et tenenda eadem nomen et honorem Ducis Lancastriæ sibi et hæredibus suis masculis de corpore suo legitime procreatis imperpetuum. Quare volumus et firmiter præcipimus pro nobis et hæredibus nostris quod prædictus filius noster nomen et honorem Ducis Lancastriæ habeat et teneat sibi et hæredibus suis masculis de corpore suo legitime procreatis imperpetuum, sicut prædictum est. Hiis testibus venerabilibus patribus Simone Archiepiscopo Cantuariensi totius Angliæ Primate, Willielmo Wintoniensi Cancellario, Simone Eliensi Thesaurario, nostris, Episcopis, Ricardo Comite Arundelliæ, Roberto Suffolciæ, Thoma de Veer Oxoniæ Camerario nostro, Comitibus, Edwardo le Despenser, Radulpho de Nevill, Johanne de Nevill, Johanne atte Lee

Digitized by Google

VI.

For John Duke of Lancaster.*

EDWARD, by the grace of God, King of England, Lord of Ireland and Aquitaine, to his archbishops, bishops, abbots, priors, dukes, earls, barons, justices, sheriffs, reeves, ministers, and all his bailiffs and faithful people, greeting. Know ye, that we, considering the growing prowess and laudable bearing which we observe to flourish in our most dear son John Earl of Lancaster, and willing therefore, for the exaltation and decency of his station, to honor his person according to the renown of his race and the merits of his demeanour, that by his puissance and prudence the royal sceptre may be supported, have given to the same Earl the name and honor of Duke, and have advanced him to be Duke of Lancaster, and by girding of the sword and setting upon his head the cap we do invest him with that name and honor; to have and hold the same name and honor of Duke of Lancaster to him and his heirs male of his body lawfully begotten for ever. Wherefore we will and strictly command for us and our heirs, that our aforesaid son do have and hold the name and honor of Duke of Lancaster to him and his heirs male of his body lawfully begotten for ever, as is aforesaid. These being witnesses, the venerable fathers, Simon Archbishop of Canterbury, Primate of all England; William Bishop of Winchester, our Chancellor; Simon Bishop of Ely, our

13th Nov. 36 Edw. 3. A.D. 1362.

John Earl of Lancaster created Duke of Lancaster.

* The original Charter does not now exist in the archives of the Duchy of Lancaster.

Digitized by Google

Senescallo hospitii nostri, et aliis. Data per manum nostram in pleno parliamento nostro apud Westmonasterium tertio decimo die Novembris anno regni nostri tricesimo sexto. Per ipsum Regem.

Digitized by Google

Treasurer; Richard Earl of Arundel; Robert Earl of Suffolk; Thomas de Veer Earl of Oxford, our Chamberlain; Edward le Despenser; Ralph de Nevill; John de Nevill; John atte Lee, Steward of our Household, and others. Given under our hand, in our full parliament at Westminster, on the thirteenth day of November, in the thirty-sixth year of our reign. By the King himself.

Digitized by Google

VII.

Pro Johanne Duce Lancastriæ et Blanchia uxore ejus.

Rot. Cart. 38 Edw. 3. n. 2. in Turr. Lond.

DWARDUS Dei gratia Rex Angliæ, Dominus Hiberniæ et Aquitaniæ, archiepiscopis, episcopis, ducibus, abbatibus, prioribus, comitibus, baronibus, justitiariis, vicecomitibus, præpositis, ministris, et omnibus ballivis et fidelibus suis, salutem. Sciatis quod cum nos nuper septimo die Maii anno regni nostri sexto decimo per cartam nostram concesserimus pro nobis et hæredibus nostris Henrico tunc Comiti Lancastriæ quod ipse et hæredes sui de corpore suo procreati et omnes homines sui imperpetuum essent quieti de pavagio passagio paagio lastagio stallagio tallagio cariagio pesagio piccagio et terragio per totum regnum et potestatem nostram; et quod idem Comes et hæredes sui prædicti imperpetuum haberent retorna omnium brevium nostrorum et hæredum nostrorum ac summonitionum de scaccario nostro et hæredum nostrorum, et attachiamenta tam de placitis coronæ quam de aliis quibuscunque in omnibus terris et feodis suis; ita quod nullus vicecomes vel alius ballivus seu minister noster vel hæredum nostrorum terras seu feoda illa ingrederetur ad executiones eorundem brevium et summonitionum, seu ad attachiamenta de placitis coronæ vel aliis prædictis aut aliquod aliud officium ibidem faciendum, nisi in defectum ipsius Comitis et hæredum suorum prædictorum ac ballivorum et ministrorum suorum in terris et feodis suis prædictis. Et quod haberent catalla hominum et tenentium suorum felonum et fugitivorum; ita quod si quis hominum vel tenentium

Digitized by Google

VII.

For John Duke of Lancaster and Blanche his wife.*

EDWARD, by the grace of God, King of England, Lord of Ireland and Aquitaine, to his archbishops, bishops, dukes, abbots, priors, earls, barons, justices, sheriffs, reeves, ministers, and all his bailiffs and faithful people, greeting. Know ye, that whereas we did lately, on the seventh day of May, in the sixteenth year of our reign, grant by our charter, for us and our heirs, to Henry then Earl of Lancaster, that he and his heirs of his body begotten, and all his men for ever, should be quit of paviage, passage, payage, lastage, stallage, tallage, carriage, pesage, picage, and groundage throughout all our realm and dominions; and that the same Earl and his heirs aforesaid for ever should have the return of all writs of us and our heirs, and summons of the exchequer of us and our heirs, and the attachment as well of pleas of the crown as of other pleas whatsoever in all their lands and fees; so that no sheriff or other bailiff or minister of us or our heirs should enter those lands or fees to execute the same writs and summons, or to make attachment of the pleas of the crown or other pleas aforesaid, or to do any other office there, unless in default of the same Earl and his heirs aforesaid, and their bailiffs and ministers in their lands and fees aforesaid. And that they should have the chattels of their men and tenants being felons and fugitives; so that if any one of

14th July, 38 Edw. 3. A.D. 1364.

Recital of Charter of 7th May, 16 Edw. 3. to Henry Earl of Lancaster.

* The original Charter does not now exist in the archives of the Duchy of Lancaster.

Digitized by Google

suorum pro delicto suo vitam vel membrum deberet amittere vel fugeret et judicio stare nollet vel aliud quodcumque delictum faceret pro quo catalla sua deberet perdere, ubicunque justitia de eo fieret, sive in curia nostra vel hæredum nostrorum sive in alia curia, ipsa catalla essent ipsius Comitis et hæredum suorum prædictorum, et quod liceret eis vel ministris suis sine impedimento nostri vel hæredum nostrorum vicecomitum aut aliorum ballivorum seu ministrorum nostrorum quorumcunque ponere se in seisinam de catallis prædictis et ea ad usum ipsius Comitis et hæredum suorum prædictorum retinere. Et etiam quod haberent imperpetuum omnes fines pro transgressionibus et aliis delictis quibuscunque et fines pro licentia concordandi, et omnia amerciamenta redemptiones et exitus forisfactos; ac forisfacturas, annum diem vastum et streppum, et omnia quæ ad nos et hæredes nostros pertinere possent de hujusmodi anno die vasto et murdris de omnibus hominibus et tenentibus de terris et feodis suis quibuscunque in quibuscunque curiis nostris et hæredum nostrorum homines et tenentes illos, tam coram nobis et hæredibus nostris, et in cancellaria nostra et hæredum nostrorum, et coram thesaurario et baronibus nostris et hæredum nostrorum de scaccario, et coram justitiariis nostris et hæredum nostrorum de banco, et coram senescallo et marescallis seu clerico mercati hospitii nostri et hæredum nostrorum, ac aliis curiis nostris et hæredum nostrorum, quam coram justitiariis itinerantibus ad communia placita et ad placita forestæ et quibuscunque aliis justitiariis et ministris nostris et hæredum nostrorum, tam in præsentia nostra et hæredum nostrorum quam in absentia nostra et hæredum nostrorum, fines facere vel amerciari, exitus forisfacere, annum diem et vastum seu forisfacturas et murdra adjudicari contingeret; quæ fines,

Digitized by Google

their men or tenants ought to lose life or limb for his offence, or should flee and be unwilling to stand his trial, or commit any other offence for the which he ought to lose his chattels, wheresoever justice should be had of him, whether in the court of us or our heirs, or in any other court, such chattels should belong to the same Earl and his heirs aforesaid, and that it should be lawful for them or their ministers, without hinderance of us or our heirs, or of our sheriffs or other bailiffs or ministers whomsoever, to put themselves in seizin of the chattels aforesaid, and to retain them to the use of the same Earl and his heirs aforesaid. And also that they should have for ever all fines for trespasses and other offences whatsoever, and fines for licence to agree, and all amercements, ransoms, and forfeited issues and forfeitures, year, day, waste, and estrepement, and all things which could pertain to us and our heirs of the like year, day, and waste, and murders, in respect of all the men and tenants of their lands and fees whatsoever, in any soever of the courts of us and our heirs, where such men and tenants should happen to make fine, or be amerced or forfeit issues, or such year, day, and waste, or forfeitures and murders happen to be adjudged, as well before us and our heirs, and in the chancery of us and our heirs, and before the treasurer and barons of the exchequer of us and our heirs, and before the justices of the bench of us and our heirs, and before the steward and marshals or the clerk of the market of the household of us and our heirs, and in other the courts of us and our heirs, as before the justices in eyre, to hold common pleas and pleas of the forest, and before all other justices and ministers of us and our heirs whomsoever, as well in presence of us and our heirs as in absence of us and our

Digitized by Google

amerciamenta, redemptiones, exitus, annus dies vastum sive streppum, forisfacturæ et murdra, ad nos vel hæredes nostros pertinere possent, si præfato Comiti et hæredibus suis prædictis concessa non fuissent. Ita quod idem Comes et hæredes sui prædicti, per se vel per ballivos et ministros suos, fines, amerciamenta, redemptiones, exitus, et forisfacturas hujusmodi hominum et tenentium suorum prædictorum, et omnia quæ ad nos et hæredes nostros pertinere possent de anno die et vasto sive streppo et murdris prædictis, levare percipere et habere possent,—sine occasione vel impedimento nostri aut hæredum nostrorum, justitiariorum, escaetorum, vicecomitum, coronatorum, aut aliorum ballivorum seu ministrorum nostrorum quorumcunque. Quam quidem cartam post mortem prædicti Comitis Henricus filius et hæres ejusdem Comitis, cui omnia terræ et tenementa quæ fuerunt ipsius Comitis jure hæreditario descendebant, nobis ex certis causis reddidit cancellandam, et ea de causa carta illa cancellatur sicut per inspectionem rotulorum cancellariæ nostræ nobis constat. Nos advertentes ea quæ sic in feodo talliato præfato Comiti et hæredibus de corpore suo procreatis per nos concessa fuerunt, et de quibus prædictus Comes virtute concessionis nostræ prædictæ fuit seisitus in dominico suo ut de feodo die quo obiit, per redditionem cartæ prædictæ nobis per prædictum Henricum filium Henrici sic factam, aut per quodcunque aliud factum ejusdem Henrici filii, in præjudicium et exhæredationem hæredum suorum de corpore suo exeuntium, secundum legem et consuetudinem regni nostri cancellari non posse, sed in suo robore permanere debere, ac volentes ea consideratione carissimo filio nostro Johanni nunc Duci Lancastriæ qui Blanchiam, filiam et hæredem prædicti Henrici filii Henrici postmodum Ducis Lancastriæ, duxit in uxorem, et eidem Blanchiæ,

Digitized by Google

heirs; which fines, amercements, ransoms, issues, year, day, waste, or estrepement, forfeitures, and murders, would have pertained to us or our heirs, if they had not been granted to the aforesaid Earl and his heirs aforesaid. So that the same Earl and his heirs aforesaid, by themselves or by their bailiffs and ministers, might levy, perceive, and have the fines, amercements, ransoms, issues, and forfeitures of such their men and tenants aforesaid, and all things which could pertain to us and our heirs of the year, day, and waste or estrepement, and murders aforesaid,—without let or hinderance of us or our heirs, or of our justices, escheators, sheriffs, coroners, or other our bailiffs or ministers whomsoever. Which said charter, after the death of the aforesaid Earl, Henry, son and heir of the same Earl (to whom all the lands and tenements which were of the same Earl did by hereditary right descend), for certain causes surrendered unto us to be cancelled, and therefore the charter is cancelled, as to us appears by inspection of the rolls of our chancery. We, taking into consideration that those things which had been so granted by us in fee-tail to the aforesaid Earl and the heirs of his body begotten, and whereof the aforesaid Earl by virtue of our grant aforesaid was seised in his demesne as of fee on the day of his death, could not by any surrender of the charter aforesaid to us so made by the aforesaid Henry the son of Henry, nor by any other act of the same Henry the son, in prejudice and disherison of his heirs of his body issuing, be annulled according to the law and custom of our realm, but ought to remain in their full force, and being willing, with that consideration, to shew especial favor to our most dear son John now Duke of Lancaster (who took to wife Blanche, daughter and heir of the aforesaid Henry son of Henry,

Surrender thereof by the son and heir of the grantee.

The grant in fee-tail could not legally be annulled.

Digitized by Google

qui quidem Johannes et Blanchia omnia terras et tenementa, quæ fuerunt tam prædicti Henrici patris quam præfati Henrici filii jure hæreditario, ut in jure prædictæ Blanchiæ de corpore prædicti Henrici filii Henrici procreatæ, jam tenent, gratiam facere specialem, dictam concessionem nostram præfato Henrico Comiti, ut præmittitur, factam, præfatis Johanni nunc Duci Lancastriæ et Blanchiæ uxori ejus duximus innovandam, et concessimus et hac carta nostra confirmavimus, pro nobis et hæredibus nostris, eisdem Johanni Duci et Blanchiæ quod ipsi et hæredes sui de corporibus ipsorum Johannis et Blanchiæ procreati et omnes homines sui de terris et feodis quæ fuerunt prædicti Henrici patris dicto septimo die Maii imperpetuum sint quieti de pavagio, passagio, paagio, lastagio, stallagio, tallagio, cariagio, pesagio, piccagio, et terragio per totum regnum et potestatem nostram; et etiam quod iidem Dux et Blanchia et hæredes sui prædicti imperpetuum habeant retorna omnium brevium nostrorum et hæredum nostrorum, ac summonitionum de scaccario nostro et hæredum nostrorum, et attachiamenta tam de placitis coronæ quam de aliis quibuscunque in omnibus terris et feodis prædictis; ita quod nullus vicecomes vel alius ballivus seu minister noster vel hæredum nostrorum terras seu feoda illa ingrediatur ad executiones eorundem brevium et summonitionum, seu ad attachiamenta de placitis coronæ vel aliis prædictis aut aliquod aliud officium ibidem faciendum, nisi in defectum ipsorum Ducis et Blanchiæ et hæredum suorum prædictorum ac ballivorum et ministrorum suorum in terris et feodis suis prædictis. Et etiam quod habeant catalla hominum et tenentium suorum felonum et fugitivorum; ita quod si quis hominum vel tenentium suorum pro delicto suo vitam vel membrum debeat amittere vel fugerit et judicio stare noluerit vel aliud

Digitized by Google

afterwards Duke of Lancaster), and to the same Blanche, which same John and Blanche now hold by hereditary right, as in right of the aforesaid Blanche, begotten of the body of the aforesaid Henry son of Henry, all the lands and tenements which were as well of the aforesaid Henry the father, as of the aforesaid Henry the son, have thought fit to renew our said grant, made as is premised to the aforesaid Earl Henry, unto the aforesaid John now Duke of Lancaster and Blanche his wife; and we have granted, and by this our charter have confirmed, for us and our heirs, to the same Duke John and Blanche, that they and their heirs of the bodies of the same John and Blanche begotten, and all their men of the lands and fees which were of the aforesaid Henry the father on the said seventh day of May, may be for ever quit of paviage, passage, payage, lastage, stallage, tallage, carriage, pesage, picage, and groundage throughout all our realm and dominion; and also that the same Duke and Blanche, and their heirs aforesaid for ever, may have the return of all writs of us and our heirs, and summons of the exchequer of us and our heirs, and the attachment as well of pleas of the crown as of other pleas whatsoever in all the lands and fees aforesaid; so that no sheriff, or other bailiff or minister of us or our heirs, may enter those lands or fees, to execute the same writs and summons, or to make attachment of the pleas of the crown or other pleas aforesaid, or to do any other office there, unless in default of the same Duke and Blanche, and their heirs aforesaid, and their bailiffs and ministers in their lands and fees aforesaid. And also that they may have the chattels of their men and tenants being felons and fugitives; so that if any one of their men or tenants ought to lose life or limb for his offence, or should flee and be unwilling to stand his trial, or

Renewed in favor of John Duke of Lancaster, and Blanche his wife, daughter and heir of Henry the late Duke.

Acquittance of tolls, &c.

Return of writs and summons of the exchequer.

Attachment of pleas of the crown.

Chattels of felons.

Digitized by Google

quodcumque delictum fecerit pro quo catalla sua debeat perdere, ubicunque justitia de eo fieri debeat sive in curia nostra vel hæredum nostrorum sive in alia curia, ipsa catalla sint ipsorum Ducis et Blanchiæ et hæredum suorum prædictorum, et quod liceat eis seu ministris suis sine impedimento nostri vel hæredum nostrorum vicecomitum aut aliorum ballivorum seu ministrorum nostrorum quorumcunque ponere se in seisinam de catallis prædictis et ea ad usum ipsorum Ducis et Blanchiæ et hæredum suorum prædictorum retinere. Et etiam quod habeant imperpetuum omnes fines pro transgressionibus et aliis delictis quibuscunque et etiam fines pro licentia concordandi, ac omnia amerciamenta redemptiones et exitus forisfactos, ac forisfacturas, annum diem vastum et streppum, et omnia quæ ad nos et hæredes nostros pertinere poterunt de hujusmodi anno die et vasto et murdris de omnibus hominibus et tenentibus de dictis terris et feodis quæ fuerunt dicti Henrici patris dicto septimo die Maii, in quibuscunque curiis nostris et hæredum nostrorum homines et tenentes illos, tam coram nobis et hæredibus nostris, et in cancellaria nostra et hæredum nostrorum, ac coram thesaurario et baronibus nostris et hæredum nostrorum de scaccario, et coram justitiariis nostris et hæredum nostrorum de banco, ac coram senescallo et marescallis seu clerico mercati hospitii nostri et hæredum nostrorum, qui pro tempore fuerint, et aliis curiis nostris et hæredum nostrorum, quam coram justitiariis itinerantibus ad communia placita et ad placita forestæ et quibuscunque aliis justitiariis et ministris nostris et hæredum nostrorum, tam in præsentia nostra et hæredum nostrorum quam in absentia nostra et hæredum nostrorum, fines facere vel amerciari, exitus forisfacere, annum diem et vastum seu forisfacturas et murdra adjudicari contigerit; quæ fines,

Digitized by Google

commit any other offence for the which he ought to lose his chattels, wheresoever justice should be had of him, whether in the court of us or our heirs, or in any other court, such chattels shall belong to the same Duke and Blanche, and their heirs aforesaid. And that it shall be lawful for them or their ministers, without hinderance of us or our heirs, or of our sheriffs, or other bailiffs or ministers whomsoever, to put themselves in seizin of the chattels aforesaid, and retain them to the use of the same Duke and Blanche, and their heirs aforesaid. And also that they may have for ever all fines for trespasses and other offences whatsoever, and also the fines for licence to agree, and all amercements, ransoms, and forfeited issues and forfeitures, year, day, and waste, and estrepement, and all things which can pertain to us and our heirs, of the like year, day, and waste, and murders, in respect of all the men and tenants of the said lands and fees, which were of the said Henry the father on the said seventh day of May, in any soever of the courts of us and our heirs, where such men and tenants shall happen to make fine, or be amerced, or forfeit issues, or such year, day, and waste, or forfeitures and murders, happen to be adjudged, as well before us and our heirs, and in the chancery of us and our heirs, and before the treasurer and barons of the exchequer of us and our heirs, and before the justices of the bench of us and our heirs, and before the steward and marshals, or the clerk of the market of the household of us and our heirs for the time being, and in other the courts of us and our heirs, as before the justices in eyre, to hold common pleas and pleas of the forest, and before all other justices and ministers of us and our heirs whomsoever, as well in presence of us and our heirs as in absence of us and our heirs; which

Fines and amercements, forfeited issues, forfeitures, &c.

Digitized by Google

amerciamenta, redemptiones, exitus, annus dies vastum sive streppum, forisfacturæ et murdra, ad nos vel hæredes nostros possent pertinere, si præfatis Duci et Blanchiæ et hæredibus suis prædictis concessa non fuissent. Ita quod iidem Dux et Blanchia et hæredes sui prædicti, per se vel per ballivos et ministros suos, fines, amerciamenta, redemptiones, exitus, et forisfacturas hujusmodi hominum et tenentium suorum prædictorum, et omnia quæ ad nos et hæredes nostros pertinere poterunt de anno die et vasto sive streppo et murdris prædictis, levare percipere et habere possint,—sine occasione vel impedimento nostri vel hæredum nostrorum, justitiariorum, escaetorum, vicecomitum, coronatorum, aut aliorum ballivorum seu ministrorum nostrorum quorumcunque. Quare volumus et firmiter præcipimus pro nobis et hæredibus nostris quod præfati Dux et Blanchia et hæredes sui prædicti imperpetuum habeant omnes libertates prædictas sicut prædictum est, et eis et earum qualibet decætero plene gaudeant et utantur, redditione seu cancellatione cartæ prædictæ non obstante. Ita quod si prædicti Dux et Blanchia sine hærede de corporibus suis exeunte obierint, tunc omnes et singulæ libertates prædictæ, post mortem ipsorum Ducis et Blanchiæ ad nos et hæredes nostros integre revertantur. Hiis testibus, venerabilibus patribus, Simone Eliensi Cancellario, Johanne Bathoniensi et Wellensi Thesaurario, nostris, Episcopis, Leonello Duce Clarenciæ filio nostro carissimo, Humfrido de Bohun Herefordiæ, Ricardo Arundelliæ, Comitibus, Edwardo le Despenser Domino de Glamorgan et Morgannowe, Guidone de Bryan, Johanne atte Lee Senescallo hospitii nostri, et aliis. Data per manum nostram apud Westmonasterium quartodecimo die Julii, anno regni nostri tricesimo octavo.

Per ipsum Regem.

Digitized by Google

fines, amercements, ransoms, issues, year, day, waste, or estrepement, forfeitures, and murders, would pertain to us or our heirs, if they had not been granted to the aforesaid Duke and Blanche, and their heirs aforesaid. So that the same Duke and Blanche, and their heirs aforesaid, by themselves or by their bailiffs and ministers, may levy, perceive, and have the fines, amercements, ransoms, issues, and forfeitures of such their men and tenants aforesaid, and all things which can pertain to us and our heirs of the year, day, and waste, or estrepement and murders aforesaid,—without let or hinderance of us or our heirs, or of our justices, escheators, sheriffs, coroners, or other our bailiffs or ministers whomsoever. Wherefore we will and strictly command for us and our heirs, that the aforesaid Duke and Blanche, and their heirs aforesaid, shall have all the liberties aforesaid for ever, as is aforesaid, and shall henceforth fully enjoy and use them and every of them, notwithstanding the surrender or cancelling of the charter aforesaid. So that if the aforesaid Duke and Blanche shall die without heir of their bodies issuing, then all and every the liberties aforesaid, after the death of the same Duke and Blanche, shall entirely revert to us and our heirs. These being witnesses, the venerable fathers, Simon Bishop of Ely, our Chancellor; John Bishop of Bath and Wells, our Treasurer; our most dear son Lionel Duke of Clarence; Humphrey de Bohun, Earl of Hereford; Richard Earl of Arundel; Edward le Despenser, Lord of Glamorgan and Morgannowe; Guy de Brian; John atte Lee, Steward of our household, and others. Given under our hand at Westminster, on the fourteenth day of July, in the thirty-eighth year of our reign. By the King himself.

Digitized by Google

" Et memorandum quod omnes prædictæ libertates sunt in terris et feodis, quæ fuerunt prædicti Henrici patris nuper Comitis Lancastriæ dicto septimo die Maii, et non in aliis terris et feodis quæ prædicti Dux et Blanchia jam tenent, concessæ; licet hoc in omnibus locis ubi hujusmodi terræ et feoda in carta illa specificantur non sit plenarie expressum."

Digitized by Google

"And be it remembered that all the aforesaid liberties are granted in the lands and fees which were of the aforesaid Henry the father, late Earl of Lancaster, on the said seventh day of May, and not in the other lands and fees which the aforesaid Duke and Blanche now hold; albeit this be not fully expressed in all places where the like lands and fees are specified in that charter."

Memorandum on the Charter Roll, 38 Edw. 3.

Digitized by Google

VIII.

De escambio facto cum Comite Richemondiæ.

Rot. Pat. 46 Edw. 3. m. 35. in Turr. Lond.

Hæc carta indentata facta inter magnificum principem Dominum Edwardum Regem Angliæ et Franciæ et carissimum filium suum Johannem Regem Castellæ et Legionis et Ducem Lancastriæ illustrem testatur quod cum idem Dominus Rex Angliæ præfatum Johannem nunc Regem Castellæ in Comitem Richemondiæ præfecerit, et comitatum Richemondiæ ac honorem castra maneria terras tenementa et omnia alia loca ad dictum comitatum pertinentia quæ Johannes nuper Dux Britanniæ et Comes loci prædicti habuit ibidem, præfato Johanni Regi Castellæ per nomen Comitis Richemondiæ, habenda et tenenda sibi et hæredibus de corpore suo exeuntibus, dederit et concesserit per cartam suam, prout in carta prædicta plane liquet: Jamque dictus Johannes Rex Castellæ, cum prælatis proceribus comitibus magnatibus nobilibus et sapientibus de concilio regio existentibus præhabitis super hoc diversis tractatibus, perpendens et advertens quod si comitatus honor castra maneria terræ tenementa et loca prædicta in se et solium regium, a quo prius exiverant, transferentur, in ipsius Regis Angliæ et totius regni Angliæ commodum tenderet, quietem pariter et honorem. Et propterea dictus Johannes Rex Castellæ, sicut gratus filius, patris sui beneplacita, honorem et commodum regni Angliæ, suis propriis utilitatibus anteponens, pura et spontanea voluntate sua, causis et occasionibus antedictis, specialiter acquievit et concessit quod comitatus honor

Digitized by Google

VIII.

Of the exchange made with the Earl of Richmond.*

25th June, 46 Edw. 3. A.D. 1372.

THIS Charter indented, made between the high and mighty prince, Lord Edward King of England and France, and his most dear son John, the illustrious King of Castille and Leon and Duke of Lancaster, witnesseth, that, whereas the same Lord the King of England did advance the aforesaid John, now King of Castille, to be Earl of Richmond, and by his charter did give and grant unto the aforesaid John King of Castille, by the name of Earl of Richmond, the earldom of Richmond, and the honor, castles, manors, lands, tenements, and all other places to the said earldom pertaining, which John late Duke of Brittany and Earl of the aforesaid place had there, to have and hold to him and the heirs of his body issuing, as in the charter aforesaid plainly doth appear: And now the said John King of Castille, divers treaties hereupon being had with the prelates, peers, earls, grandees, nobles, and sages of the royal council, well weighing and considering, that, if the earldom, honor, castles, manors, lands, tenements, and places aforesaid were to be transferred to him and the royal throne, whence they had first issued, it would tend not less to the advantage of the said King of England, and the whole realm of England, than to the quiet and honor of the same. And for that the said John King of Castille, like a grateful son, pre-

Estates given to the Duke of Lancaster in exchange for the earldom of Richmond.

* The original Charter does not now exist in the archives of the Duchy of Lancaster.

Digitized by Google

castra maneria terræ tenementa et loca prædicta, necnon feoda militum ad eadem comitatum honorem castra maneria terras tenementa et loca prædicta pertinentia, et similiter advocationes eisdem spectantes simul cum membris hamelettis pratis pascuis pasturis piscariis moris mariscis turbariis chaciis parcis boscis warennis hundredis wapentachiis feriis mercatis libertatibus liberis consuetudinibus escaetis et omnibus aliis ad prædicta comitatum honorem castra maneria terras tenementa et loca prædicta qualitercumque et ubicumque spectantibus sive pertinentibus, præfato patri suo traderentur; unde prædictus Dominus Rex Angliæ gratitudinem prædictam multis attollens laudibus, et volens proinde præfato Johanni Regi Castellæ, et in status sui supportationem majorem, retributionem sibi facere competentem, castrum manerium et honorem de Tickhull, castrum et manerium de Alto Pecco, cum feodis militum eisdem castris maneriis et honori pertinentibus sive spectantibus, et omnia feoda quæ dictus Dominus Rex Angliæ habuit ex dono et concessione Roberti de Lisle militis (feodis quæ in manu ipsius Domini Regis Angliæ sunt extincta dumtaxat exceptis) necnon advocationes ecclesiarum de Steyndrop et Braunspath in episcopatu Dunolmensi, et liberarum capellarum de Tickhull et de Alto Pecco, ac ecclesiæ de Marsfeld, liberæ capellæ ibidem, liberæ capellæ infra castrum de Pevenese, prioratus de Wilmingdon, qui est cella abbatiæ Sanctæ Mariæ de Greston in Normannia, et prioratus de Withiham, qui est cella abbatiæ Sancti Martini de Meremest Turon', et domus Sancti Roberti de Knaresburgh; castrum manerium et honorem de Knaresburgh cum pertinentiis, et hundredum sive wapentachium de Staynclif, cum pertinentiis in comitatu Eboraci, maneria de Grynglay et Whetelay, cum pertinentiis in comitatu Notinghamiæ, maneria de Wyghton, Ailesham, Fa-

Digitized by Google

ferring his father's pleasure, and the honor and convenience of the kingdom of England, to his own private advantage, of his own pure will and free accord, for the causes and reasons aforesaid, hath especially acquiesced and granted that the earldom, honor, castles, manors, lands, tenements, and places aforesaid, and also the knights' fees pertaining to the same earldom, honor, castles, manors, lands, tenements, and places aforesaid, and in like manner the advowsons belonging to the same, together with the members, hamlets, meadows, feedings, pastures, fisheries, moors, marshes, turbaries, chases, parks, woods, warrens, hundreds, wapentakes, fairs, markets, liberties, free customs, escheats, and all other things to the aforesaid earldom, honor, castles, manors, lands, tenements, and places aforesaid howsoever and wheresoever belonging or pertaining, shall be given up to his aforesaid father; whereupon the aforesaid Lord the King of England, extolling with many praises the gratitude aforesaid, and being willing therefore to make competent retribution to him the aforesaid John King of Castille, and for the better support of his station, hath given and granted for himself and his heirs unto the aforesaid John King of Castille the castle, manor, and honor of Tickhill, the castle and manor of the High Peak, with the knights' fees to the same castles, manors, and honor pertaining or belonging, and all the fees which the said Lord the King of England had by the gift and grant of Sir Robert de Lisle, knight, (excepting only those fees which are extinct in the hands of the said Lord the King of England,) and also the advowsons of the churches of Staindrop and Brancepeth in the bishopric of Durham, and of the free chapels of Tickhill and High Peak, and of the church of Maresfield and free chapel there, of the

Digitized by Google

kenhamdam, et Snetesham; necnon hundreda de Northgrenehowe, Northerpingham, Sutherpingham, et Smethedon, cum pertinentiis in comitatibus Norfolciæ et Suffolciæ, maneria de Glatton et Holm, cum pertinentiis in comitatu Huntingdoniæ, manerium de Saham, cum pertinentiis in comitatu Cantabrigiæ, castrum et leucatam de Pevenese ac maneria de Wilyndon et Marsfeld, necnon ballivam de Endelenewyk, cum pertinentiis in comitatu Sussexiæ, et liberam chaciam de Alto Pecco, quam dictus Dominus Rex Angliæ tenuit in manu sua ut forestam, tenendam ut liberam chaciam, ac liberam chaciam de Asshedon, cum juribus et libertatibus liberis chaciis pertinentibus; et annuam firmam ducentarum marcarum quam abbas et conventus beatæ Mariæ Eborum eidem Domino Regi Angliæ et hæredibus suis pro manerio de Whitegift solvere tenentur, percipiendam per manus dictorum abbatis et conventus et successorum suorum, dedit et concessit pro se et hæredibus suis præfato Johanni Regi Castellæ, habenda sibi et hæredibus de corpore suo exeuntibus una cum membris hamelettis pratis pascuis pasturis piscariis moris mariscis turbariis chaciis parcis boscis warennis hundredis wapentachiis feriis mercatis libertatibus liberis consuetudinibus escaetis et omnibus aliis ad prædicta castra maneria honores hundreda leucatam ballivam et chacias qualitercunque et ubicunque spectantibus sive pertinentibus de præfato Domino Rege Angliæ et hæredibus suis per servitia inde debita et consueta imperpetuum in escambium pro dictis comitatu Richemondiæ honore castris maneriis terris tenementis locis feodis et advocationibus prædictis, quæ idem Johannes Rex Castellæ per hanc cartam indentatam dedit concessit et sursum reddidit eidem Domino Regi Angliæ et hæredibus suis imperpetuum in escambium pro castris maneriis honoribus

Digitized by Google

free chapel within Pevensey castle, of the priory of Wilmingdon, which is a cell of the abbey of St. Mary de Greston in Normandy, and of the priory of Withiham, which is a cell of the abbey of St. Martin de Meremest in Tourain, and of the house of St. Robert of Knaresboro';—the castle, manor, and honor of Knaresboro', with appurtenances; and the hundred or wapentake of Staincliff, with appurtenances, in the county of York;—the manors of Gringley and Wheatley, with appurtenances, in the county of Nottingham;—the manors of Wighton, Aylsham, Fakenham, and Snettisham, and also the hundreds of North Greenhoe, North Erpingham, South Erpingham, and Smithdon, with appurtenances, in the counties of Norfolk and Suffolk;—the manors of Glatton and Holm, with appurtenances, in the county of Huntingdon;—the manor of Soham, with appurtenances, in the county of Cambridge;—the castle and *leucata* of Pevensey, and the manors of Willingdon and Maresfield, and also the bailiwick of Endelenewick, with appurtenances, in the county of Sussex;—and the free chase of the High Peak, which the said Lord the King of England held in his hands as a forest, to hold as a free chase;—and the free chase of Ashdown, with the rights and liberties to free chases pertaining;—and the yearly farm of 200 marks which the abbot and convent of St. Mary's at York are held to pay to the same Lord the King of England and his heirs for the manor of Whitegift, to be perceived by the hands of the said abbot and convent, and their successors:—To have to him and the heirs of his body issuing, together with the members, hamlets, meadows, feedings, pastures, fisheries, moors, marshes, turbaries, chases, parks, woods, warrens, hundreds, wapentakes, fairs, markets, liberties, free customs, escheats, and all other things to the aforesaid castles,

Digitized by Google

hundredis leucata balliva chaciis firma feodis et advocationibus prædictis, sibi per ipsum Dominum Regem Angliæ, ut prædicitur, datis et concessis, sub ea quæ sequitur conditione, quod si hæredes dicti Johannis Regis Castellæ recuperaverint per judicium inde rite redditum, comitatum Richemondiæ, honorem castra maneria terras tenementa loca feoda et advocationes prædicta aut aliquam parcellam eorundem, virtute doni talliæ supradicti, et possessionem inde habuerint, recuperationem illam affirmando, liceat eidem Domino Regi Angliæ et hæredibus suis castra maneria honores hundreda leucatam ballivam chacias firmam feoda et advocationes prædicta, præfato Johanni Regi Castellæ sic in escambium prædictum data et concessa, reintrare et tenere imperpetuum. Et si contingat prædicta castra maneria honores hundreda leucatam ballivam chacias firmam feoda et advocationes aut aliquam parcellam eorumdem præfato Johanni Regi Castellæ in escambium prædictum sic data et concessa ab eodem Johanne Rege Castellæ seu hæredibus suis prædictis recuperari, dictus Dominus Rex Angliæ et hæredes sui debitam recompensationem præfato Johanni Regi Castellæ et hæredibus suis prædictis, de valore, sine difficultate qualibet facere teneantur. Dumtamen idem Johannes Rex Castellæ et hæredes sui prædicti a dicto Domino Rege Angliæ aut hæredibus suis auxilium petant, et debitam diligentiam apponant circa salvationem de eo quod versus eos peti contingat. Et etiam si comitatum Richemondiæ honorem castra maneria terras tenementa loca feoda et advocationes prædicta aut aliquam parcellam eorumdem extra manus dicti Domini Regis Angliæ seu hæredum suorum in feodo simplici aut talliato poni contingat, et imposterum ad manus ejusdem Domini Regis Angliæ vel hæredum suorum, ex justa causa, in feodo devenerint,

Digitized by Google

manors, honors, hundreds, *leucata*, bailiwick, and chases howsoever and wheresoever belonging or pertaining, of the aforesaid Lord the King of England and his heirs, by the services therefore due and accustomed for ever, in exchange for the said earldom of Richmond, and the honor, castles, manors, lands, tenements, places, fees and advowsons aforesaid, which the same John King of Castille by this charter indented hath given, granted, and surrendered to the same Lord the King of England and his heirs for ever in exchange for the castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees, and advowsons aforesaid, given and granted to him by the same Lord the King of England as is aforesaid,—under the condition hereafter following,—that if the heirs of the said John King of Castille shall recover by judgment thereupon rightfully given the earldom of Richmond, honor, castles, manors, lands, tenements, places, fees, and advowsons aforesaid, or any parcel thereof, by virtue of the aforesaid gift in tail, and thereof have possession, affirming that recovery, it may be lawful for the same Lord the King of England and his heirs to re-enter and hold for ever the castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees, and advowsons aforesaid so given and granted to the aforesaid John King of Castille in exchange as aforesaid. And if it happen that the aforesaid castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees and advowsons, or any parcel thereof, so given and granted to the aforesaid John King of Castille in exchange as aforesaid, be recovered from the same John King of Castille or his heirs aforesaid, the said Lord the King of England and his heirs shall be held to make due compensation of the value to the aforesaid John King of Castille and his heirs aforesaid without any difficulty. So however, that the same John

Digitized by Google

tam idem Dominus Rex Angliæ et hæredes sui castra maneria honores hundreda leucatam ballivam chacias firmam feoda et advocationes prædicta præfato Johanni Regi Castellæ et hæredibus de corpore suo exeuntibus sic data et concessa, quam præfatus Johannes Rex Castellæ et hæredes sui prædicti dictum comitatum Richemondiæ ac honorem castra maneria terras tenementa loca feoda et advocationes prædicta dicto Domino Regi Angliæ et hæredibus suis in escambium prædictum ut præmittitur data et concessa, pro integro seu pro rata rehabeant hinc et inde, et restitutio exinde fiat, tenenda prout prius. Et idem Dominus Rex Angliæ et hæredes sui castra maneria honores hundreda leucatam ballivam chacias firmam feoda et advocationes prædicta, præfato Johanni Regi Castellæ et hæredibus de corpore suo exeuntibus per ipsum Dominum Regem Angliæ data et concessa, præfato Johanni Regi Castellæ et hæredibus suis prædictis warantizabunt et imperpetuum defendent, juxta vim et effectum escambii et conditionum prædictorum. Et similiter idem Johannes Rex Castellæ et hæredes sui prædictum comitatum Richemondiæ, simul cum honore castris maneriis terris tenementis locis feodis et advocationibus prædictis, prædicto Domino Regi Angliæ et hæredibus suis contra omnes warantizabunt et imperpetuum defendent, juxta vim et effectum escambii et conditionum prædictorum. In cujus rei testimonium prædictæ cartæ indentatæ tam sigillum dicti Domini Regis Angliæ quam sigillum dicti Johannis Regis Castellæ alternatim sunt appensa. Hiis testibus, venerabilibus patribus Willielmo Archiepiscopo Cantuariensi totius Angliæ Primate, Simone Londinensi et Willielmo Wintoniensi, Episcopis, Edmundo filio dicti Regis Angliæ carissimo Cantabrigiæ, Ricardo Arundelliæ, Humfrido de Bohun Herefordiæ et Willielmo de Monte Acuto Sarum, Comitibus,

Digitized by Google

King of Castille and his heirs aforesaid pray aid of the said Lord the King of England or his heirs, and apply due diligence about the salvation of that which may happen to be sued against them. And also if it happen that the earldom of Richmond, honor, castles, manors, lands, tenements, places, fees, and advowsons aforesaid, or any parcel thereof, be put out of the hands of the said Lord the King of England or his heirs in fee simple or tail, and thereafter shall come by just cause into the hands of the same Lord the King of England or his heirs in fee, as well the same Lord the King of England and his heirs, the castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees, and advowsons aforesaid so given and granted to the aforesaid John King of Castille and the heirs of his body issuing, as the aforesaid John King of Castille and his heirs aforesaid, the said earldom of Richmond, and the honor, castles, manors, lands, tenements, places, fees, and advowsons aforesaid given and granted to the said Lord the King of England and his heirs in exchange aforesaid, as is premised, may have back on either side entirely or proportionately, and restitution thereupon be made, to hold as before. And the same Lord the King of England and his heirs, the castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees and advowsons aforesaid given and granted by the same Lord the King of England to the aforesaid John King of Castille and the heirs of his body issuing, will warrant and for ever defend to the aforesaid John King of Castille and his heirs aforesaid, according to the force and effect of the exchange and conditions aforesaid. And in like manner the same John King of Castille and his heirs, the aforesaid earldom of Richmond, together with the honor, castles, manors, lands, tenements,

Digitized by Google

Henrico de Percy, Roberto de Thorp Cancellario, Ricardo de Scrop Thesaurario, Willielmo Latymer Camerario, Johanne de Neville Senescallo hospitii prædicti Domini Regis Angliæ, Johanne Knyvet, Willielmo de Fynchedene, Johanne Moubray, Thoma de Ingelby, Willielmo de Wychyngham, Rogero de Meres et Johanne de Cavendissh, ejusdem Domini Regis Angliæ justitiariis, et aliis. Data apud Westmonasterium vicesimo quinto die Junii, anno regni dicti Domini Regis Angliæ quadragesimo sexto, regni vero sui Franciæ tricesimo tertio.

Per ipsum Regem et Concilium.

" Et memorandum quod una pars istius indenturæ remanens penes Regem Angliæ decimo nono die Julii liberata fuit Ricardo de Ravenesere clerico."

Digitized by Google

places, fees, and advowsons aforesaid, against all men will warrant and for ever defend to the aforesaid Lord the King of England and his heirs, according to the force and effect of the exchange and conditions aforesaid. In witness whereof, as well the seal of the said Lord the King of England, as the seal of the said John King of Castille, alternately are set to the aforesaid charter indented. These being witnesses, the venerable fathers, William Archbishop of Canterbury, Primate of all England; Simon Bishop of London, and William Bishop of Winchester; Edmund Earl of Cambridge, the most dear son of the said King of England; Richard Earl of Arundel; Humphrey de Bohun, Earl of Hereford, and William de Montacute, Earl of Salisbury; Henry de Percy; Robert de Thorp, Chancellor; Richard de Scroope, Treasurer; William Latymer, Chamberlain; John de Neville, Steward of the household of the aforesaid Lord the King of England; John Knyvet, William de Fynchedene, John Moubray, Thomas de Ingelby, William de Wychyngham, Roger de Meres, and John de Cavendissh, Justices of the same Lord the King of England, and others. Given at Westminster on the twenty-fifth day of June, in the forty-sixth year of the reign of the said Lord the King of England, and the thirty-third of his reign of France.

By the King himself and Council.

"And be it remembered that the one part of this indenture remaining with the King of England was delivered on the nineteenth day of July to Richard de Ravensere, clerk."

Digitized by Google

IX.

Pro Duce Lancastriæ.

Rot. Pat. 51 Edw. 3. p. 1. m. 33. in Turr. Lond. (Orig. in arch. Ducat. Lanc.)

DWARDUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ omnibus ad quos præsentes literæ pervenerint, salutem. Sciatis quod si nos, debita consideratione pensantes gestus magnificos cunctorum qui nobis in guerris nostris laudabiliter et strenue servierunt, ipsos desideremus honoribus attollere et pro viribus juxta merita præmiare, quanto magis filios nostros, quos tam in sapientia quam in gestu nobili alios præcellere conspicimus, et qui nobis locum tenuerunt et tenere poterunt potiorem, nos convenit majoribus honoribus et gratiis prærogare. Considerantes itaque probitatem strenuam et sapientiam præcellentem carissimi filii nostri Johannis Regis Castellæ et Legionis, Ducis Lancastriæ, qui laboribus et expensis semper se nobis obsequiosum exhibuit, pro nobis pluries in necessitatibus intrepide se guerrarum discriminibus exponendo; et volentes eo prætextu ac desiderantes eundem filium nostrum aliquali commodo et honore ad præsens, licet non ad plenum, prout digna merita exposcunt, remunerare; ex certa scientia nostra et læto corde, de assensu prælatorum et procerum in instanti parliamento nostro apud Westmonasterium convocato existentium, concessimus, pro nobis et hæredibus nostris, præfato filio nostro, quod ipse ad totam vitam suam habeat infra comitatum Lancastriæ cancellariam suam, ac brevia sua sub sigillo suo pro officio cancel-

Digitized by Google

IX.

For the Duke of Lancaster.*

EDWARD, by the grace of God, King of England and France and Lord of Ireland, to all to whom the present letters shall come, greeting. Know ye, that if we, weighing with due consideration the noble bearings of all those who laudably and strenuously have served us in our wars, be desirous of raising them to honors, and rewarding them for their valour according to their merits, how much more doth it become us to advance with greater honors and favors our own sons, whom we see excelling others as well in wisdom as in noble bearing, and who have stood and may stand us in better stead. Considering, therefore, the strenuous goodness and excellent wisdom of our most dear son John King of Castille and Leon, Duke of Lancaster, who hath ever shewn himself ready to serve us with labor and charges, many times in our need intrepidly exposing himself for us to the dangers of war, and being willing on that account, and desiring now to reward, albeit not in full, the same our son with some benefit and honor as his merits worthily demand, of our certain knowledge and with cheerful heart, with the assent of the prelates and nobles assembled in our present parliament convoked at Westminster, we have granted, for us and our heirs, unto our aforesaid son, that he for the whole of his life may have within the county of Lan-

28th Feb. 51 Edw. 3. A.D. 1377.

Grant for life of a Court of Chancery in the county of Lancaster,

* The original Charter is preserved in the archives of the Duchy of Lancaster.

Digitized by Google

lariæ deputando consignanda, justitiarios suos tam ad placita coronæ quam ad quæcumque alia placita communem legem tangentia tenenda, ac cognitiones eorundem, et quascumque executiones per brevia sua et ministros suos ibidem faciendas, et quæcumque alia libertates et jura regalia ad comitem palatinum pertinentia, adeo integre et libere sicut Comes Cestriæ infra eundem comitatum Cestriæ dinoscitur obtinere (decimis quintisdecimis et aliis quotis et subsidiis nobis et hæredibus nostris per communitatem regni nostri, et decimis et aliis quotis per clerum ejusdem regni nobis concessis et imposterum concedendis, aut eidem clero per sedem apostolicam impositis et imponendis, ac pardonationibus vitæ et membrorum in casu quo aliquis ejusdem comitatus aut alius in eodem comitatu pro aliquo delicto vitam vel membrum amittere debeat, ac etiam superioritate et potestate corrigendi ea quæ in curiis ejusdem filii nostri ibidem erronice facta fuerint, vel si idem filius noster aut ministri sui in justitia in curiis ejusdem filii nostri inibi facienda defecerint, semper salvis). Et est intentionis nostræ quod idem filius noster, ad mandata nostra et hæredum nostrorum, ad parliamenta et concilia nostra duos milites pro communitate comitatus prædicti et duos burgenses de quolibet burgo ejusdem comitatus ad tractandum cum aliis de communitate dicti regni nostri ad eadem parliamenta et concilia venientibus de negotiis dicti regni nostri in eisdem parliamentis et conciliis exponendis mittere teneatur. Et quod idem filius noster certos homines fideles et sufficientes ad hujusmodi decimas et quintasdecimas subsidia et alia quota quotiens ea nobis seu hæredibus nostris in parliamentis seu conciliis concedi contigerit assignet; ita quod nobis et hæredibus nostris de sic concessis respondeatur

Digitized by Google

caster his chancery, and his writs to be sealed under his seal to be deputed for the office of the chancery, his justices to hold as well pleas of the crown as all other pleas whatsoever touching the common law, and the cognisance thereof, and all manner of execution to be made by his writs and his ministers there, and all other liberties and *jura regalia* pertaining to a Count Palatine, as freely and entirely as the Earl of Chester is well known to obtain within the same county of Chester: (saving always the tenths, fifteenths, and other contributions and subsidies granted and hereafter to be granted to us and our heirs by the commonalty of our realm, and the tenths and other contributions granted and hereafter to be granted to us by the clergy of the same our realm, or imposed and to be imposed upon the same clergy by the apostolic see;—and the pardon of life and limbs in case that any person of the same county, or other person in the same county, ought for any delict to lose his life or limb;—and also the superiority and power of correcting those things which shall have been erroneously done there in the courts of our same son, or if our same son or his ministers shall have failed in doing justice there also in the courts of the same our son.) And it is our intention that our same son, at the mandates of us and our heirs, be held to send to our parliaments and councils two knights for the commonalty of the shire aforesaid, and two burgesses from every borough of the same shire, to treat with the others of the commonalty of our said realm coming to the same parliaments and councils concerning the affairs of our said realm in the same parliaments and councils to be declared. And that our same son shall assign certain trusty and sufficient men for the like tenths and fifteenths, subsidies and other contribu-

and *jura regalia* pertaining to a County Palatine.

The Duke to send knights of the shire and burgesses to serve in parliament;

and to appoint collectors of subsidies granted by parliament.

Digitized by Google

per eosdem. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Westmonasterium vicesimo octavo die Februarii, anno regni nostri Angliæ quinquagesimo primo, regni vero nostri Franciæ tricesimo octavo.

Per ipsum Regem de assensu totius Parliamenti.

Digitized by Google

tions, so often as they shall happen to be granted to us or our heirs in parliament or council; so that we and our heirs may by them be answered in respect of such grants. In witness whereof we have caused these our letters to be made patent. Witness ourself at Westminster on the twenty-eighth day of February, in the fifty-first year of our reign of England, and the thirty-eighth of our reign of France.

By the King himself, with the assent of the whole Parliament.

Digitized by Google

X.

Pro Johanne Rege Castellæ et Legionis Duce Lancastriæ.

Rot. Cart. 51 Edw. 3. n. 1. in Turr. Lond. (Orig. in arch. Ducat. Lanc.)

EDWARDUS, Dei gratia Rex Angliæ et Franciæ, et Dominus Hiberniæ, archiepiscopis, episcopis, abbatibus, prioribus, ducibus, comitibus, baronibus, militibus, justitiariis, vicecomitibus, præpositis, ballivis, ministris, et aliis fidelibus suis, salutem. Sciatis quod cum nuper per cartam nostram indentatam dederimus et concesserimus pro nobis et hæredibus nostris quantum in nobis fuit carissimo filio nostro Johanni Regi Castellæ et Legionis, Duci Lancastriæ, castrum manerium et honorem de Tickhull, ac alia terras et tenementa in dicta carta nostra specificata cum pertinentiis; habenda sibi et hæredibus de corpore suo exeuntibus in escambium pro comitatu Richemondiæ, ac honore castris maneriis terris tenementis et omnibus aliis locis ad dictum comitatum pertinentibus nobis et hæredibus nostris per præfatum filium nostrum datis concessis et sursum redditis, prout in carta nostra prædicta plenius continetur; ac jam præfatus filius noster nobis supplicaverit ut cum villa de Grenstede quæ ut parcella manerii de Marsfeld, villa de Seford quæ ut parcella castri et leucatæ de Pevensey, et villa de Laghton in Morthyng quæ ut parcella castri et honoris de Tickhull, sibi in certum valorem in escambium prædictum (nulla speciali mentione facta de villis illis in dicta carta nostra) liberata fuerunt, tria grossa per se separatim et non pertinentia ad manerium de Marsfeld castrum et leucatam de Pevensey et castrum et honorem

Digitized by Google

X.

For John King of Castille and Leon, Duke of Lancaster.*

DWARD, by the grace of God, King of England and France, and Lord of Ireland, to his archbishops, bishops, abbots, priors, dukes, earls, barons, knights, justices, sheriffs, reeves, bailiffs, ministers, and other his faithful people, greeting. Know ye, that whereas we did lately by our charter indented give and grant for us and our heirs, as far as did in us lie, to our most dear son John King of Castille and Leon and Duke of Lancaster the castle manor and honor of Tickhill and other lands and tenements in our said charter specified, with appurtenances, to have to him and the heirs of his body issuing, in exchange for the earldom of Richmond and the honor castles manors lands tenements and all other places to the said earldom pertaining, given granted and surrendered to us and our heirs by our aforesaid son, as in our charter aforesaid more fully is contained; and now our aforesaid son hath besought us, that, whereas the town of Grinstead, which as parcel of the manor of Maresfield, the town of Seaford, which as parcel of the castle and *leucata* of Pevensey, and the town of Laughton-in-le-Morthen, which as parcel of the castle and honor of Tickhill, were delivered to him at a certain valuation in the exchange aforesaid, (no special mention being made of those towns in our said charter,) be three towns in gross severally of themselves, and be not nor were at any

4th June, 51 Edw. 3. A.D. 1377.

Recital that certain estates had been given in exchange for the earldom of Richmond,

and the Duke had petitioned that certain towns, which though not specially mentioned in Charter, were included in valuation,

* The original Charter is preserved in the archives of the Duchy of Lancaster.

Digitized by Google

de Tickhull prædicta existant, nec aliquo tempore fuerint, sicut jam sibi datur intelligi, velimus ne ipse aut hæredes sui prædicti super occupatione dictarum villarum de Grenstede, Seford, et Laghton, ob defectum specialis nominationis earumdem in concessione nostra prædicta impetantur infuturum, dictas villas de Grenstede, Seford, et Laghton, nominatim sibi concedere, habendas et tenendas una cum dictis castro manerio et honore de Tickhull, ac aliis terris et tenementis sibi in dictum escambium datis, et etiam cum libertatibus quietantiis et immunitatibus quas Philippa nuper Regina Angliæ, tunc consors nostra, quæ dicta castrum manerium et honorem de Tickhull et alia terras et tenementa, eidem filio nostro per nos sic data, tenuit, in vita sua habuit ex concessione nostra in eisdem, in recompensationem libertatum quietantiarum et immunitatum quas idem filius noster in dicto comitatu Richemondiæ et honore castris maneriis terris tenementis et aliis locis ad dictum comitatum pertinentibus habuit, dum ea tenuit, ante escambium supradictum. Nos escambium illud in qualibet parte ejusdem observare, et tam quieti dicti filii nostri et hæredum suorum prædictorum in hac parte prospicere, quam dicta tenementa eidem filio nostro ut præmittitur data et concessa ac dictas villas de Grenstede, Seford, et Laghton, quas virtute dictæ concessionis nostræ sic tenet, libertatibus quietantiis et immunitatibus, per præfatam consortem nostram habitis ut præmittitur in eisdem, muniri et exornari, in recompensationem libertatum quietantiarum et immunitatum per prædictum filium nostrum in dicto comitatu Richemondiæ et pertinentiis suis prædictis nuper habitarum, et præcipue ob specialem affectionem quam ad personam ejusdem filii nostri, suis meritis magnificis laudabiliter exigentibus, gerimus et habemus, concessimus eidem filio

Digitized by Google

time pertaining to the aforesaid manor of Maresfield, castle and *leucata* of Pevensey, and castle and honor of Tickhill, as now he is given to understand, lest he or his heirs aforesaid should in future be impeached in the occupation of the said towns of Griństead, Seaford, and Laughton for the want of special naming of the same in our grant aforesaid, we would be pleased to grant the said towns of Grinstead, Seaford, and Laughton to him by name, to have and to hold together with the said castle manor and honor of Tickhill and the other lands and tenements given to him in the said exchange, and also with the liberties acquittances and immunities which Philippa, late Queen of England, then our consort, (who held the said castle, manor, and honor of Tickhill, and the other lands and tenements so given by us to our same son,) in her lifetime had in the same by our grant, in compensation for the liberties acquittances and immunities which our same son had in the said earldom of Richmond, and in the honor castles manors lands tenements and other places to the said earldom pertaining, whilst he held them before the exchange above said. We, to observe the said exchange in every part thereof, and to look as well to the quiet of our said son and his heirs aforesaid in this behalf, as that the said tenements given and granted to our same son as is premised, and the said towns of Grinstead, Seaford, and Laughton, which by virtue of our said grant he so holds, be adorned and armed with the liberties acquittances and immunities had in the same by our aforesaid consort as is premised, in compensation for the liberties acquittances and immunities lately had by our aforesaid son in the said earldom of Richmond and its appurtenances aforesaid, and chiefly on account of the special affection which we have and bear for the person of our same son, his high merits full worthily

might by name be granted to him,

together with liberties, &c. enjoyed by Queen Philippa, the former tenant for life of said estates.

Considerations of present grant, to quiet possession, compensate for liberties enjoyed by the Duke in earldom of Richmond,

and the merits of grantee.

Digitized by Google

et forma in eadem carta nostra contentis imperpetuum, videlicet, cum feodis militum, advocationibus domorum religiosarum hospitalium ecclesiarum et capellarum, wardis maritagiis et escaetis de omnibus tenentibus de honoribus maneriis terris tenementis et aliis locis prædictis præfato filio nostro per nos sic datis, simul cum chaciis parcis boscis warennis feriis mercatis aquis viis piscariis communis assartis vastis et purpresturis, ac etiam arrentationibus et redditibus quorumcumque assartorum vastorum et purpresturarum tam temporibus progenitorum nostrorum quondam Regum Angliæ quam nostro in chaciis et aliis locis prædictis arrentatorum et exnunc arrentandorum, una cum finibus pro ingressu hujusmodi assartorum vastorum et purpresturarum sic arrentandorum, et cum curiis, visibus franci plegii, hundredis, wapentachiis, wrek, wayf' et stray', libertatibus regalibus, et liberis consuetudinibus, et omnibus aliis ad eadem castra honores maneria hundreda et alia terras tenementa et loca qualitercumque et ubicumque spectantibus. Concessimus etiam pro nobis et hæredibus nostris eidem filio nostro quod ipse et dicti hæredes sui habeant omnes fines redemptiones et amerciamenta omnium hominum et tenentium suorum de et in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis sibi per nos sic datis, et eorum feodis, ac etiam in omnibus villis hundredis et aliis locis unde annuæ firmæ et redditus sibi inter cætera terras et tenementa prædicta per nos concessi proveniunt; necnon exitus forisfactos, et omnia quæ ad nos et hæredes nostros pertinere poterunt de anno die et vasto, forisfacturis et murdris, in quibuscumque curiis nostris et hæredum nostrorum homines et tenentes illos (tam coram nobis et hæredibus nostris et in cancellaria nostra et hæredum nostrorum, ac coram thesaurario et baronibus nostris

Digitized by Google

may have and retain together with the said castle manor and honor of Tickhill and the other lands and tenements aforesaid by us given to him as is premised, and with the liberties acquittances and immunities underwritten, (which we granted to the aforesaid Queen to have in the said lands and tenements by her so held for her life, as is evident to us by the inspection of the rolls of our chancery,) to have, use, and enjoy in the said castle manor and honor of Tickhill, and the other castles manors honors hundreds, and the towns of Grinstead, Seaford, and Laughton, and the other lands tenements and places whatsoever, given by us as has been said to our said son, and in our said charter more fully specified, and in every part thereof,—to our same son and the said heirs of his body begotten as is aforesaid, in exchange as abovesaid under the manner and form contained in our same charter for ever, that is to say, with knights' fees, advowsons of religious houses, hospitals, churches and chapels, wardships, marriages, and escheats of all the tenants of the honors, manors, lands, tenements and other places aforesaid by us so given to our aforesaid son, together with chases, parks, woods, warrens, fairs, markets, waters, ways, fisheries, commons, assarts, wastes, and purprestures, and also with the arrentations and rents of all manner of assarts, wastes, and purprestures arrented in the chases and other places aforesaid, as well in our time as in the times of our progenitors formerly Kings of England, and hereafter to be arrented, together with the fines for ingress of the like assarts, wastes, and purprestures so to be arrented, and with courts, views of frankpledge, hundreds, wapentakes, wreck, waif and stray, royal liberties and free customs, and all other things to the same castles, honors, manors, hundreds, and other lands,

and enjoy certain liberties, &c. therein.

Knights' fees, advowsons, escheats, &c.

Chases, parks, &c

Wreck.

Digitized by Google

et hæredum nostrorum de scaccario, quam coram justitiariis nostris et hæredum nostrorum itinerantibus ad communia placita et ad placita forestæ, ac etiam coram justitiariis nostris et hæredum nostrorum de banco, et coram senescallo et marescallo ac coronatore hospitii nostri et hæredum nostrorum et clerico de mercato, ac coram aliis justitiariis et ministris nostris et hæredum nostrorum quibuscumque) fines seu redemptiones facere vel amerciari, aut hujusmodi exitus murdra seu forisfacturas annum diem et vastum adjudicari, contigerit, adeo plene et integre sicut nos ea haberemus si prædicta castra honores maneria hundreda villas terras tenementa et alia loca prædicta, eidem filio nostro sic data, in manu nostra retinuissemus. Ita quod ipse et dicti hæredes sui per manus ballivorum et ministrorum suorum fines redemptiones et amerciamenta hominum et tenentium prædictorum exitus forisfactos, et omnia quæ ad nos et hæredes nostros pertinere poterunt de anno die vasto, forisfacturis et murdris, de et in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis per nos sic datis ac eorum feodis, quæ coram prædictis justitiariis itinerantibus ad communia placita et ad placita forestæ, ac coram dictis senescallo et marescallo coronatore seu clerico fieri et adjudicari contigerit, per extractas eorumdem justitiariorum itinerantium in itineribus suis et senescalli et marescalli et coronatoris ac clerici in sessionibus suis eisdem ballivis et ministris inde liberandas, necnon fines redemptiones et amerciamenta hominum et tenentium prædictorum, ac exitus forisfactos, et omnia quæ ad nos et hæredes nostros pertinere poterunt de anno die et vasto, forisfacturis, et murdris, de et in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis per nos sic datis ac eorum feodis, quæ coram

Digitized by Google

tenements, and places howsoever and wheresoever belonging. We have also granted for us and our heirs to our same son that he and his said heirs may have all fines, ransoms, and amercements of all their men and tenants of and in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid so given to him by us, and in their fees, and also in all the towns, hundreds, and other places whence the annual farms and rents by us granted to him among the other lands and tenements aforesaid do proceed; and also forfeited issues, and all things which can pertain to us and our heirs of year, day, and waste, forfeitures and murders, in any soever of the courts of us and our heirs, where such men and tenants shall happen to make fine or ransom or be amerced, or such issues, murders, forfeitures, year, day, and waste happen to be adjudged, as well before us and our heirs, and in the chancery of us and our heirs, and before the treasurer and barons of the exchequer of us and our heirs, as before the justices of us and our heirs in eyre to hold common pleas and pleas of the forest, and also before the justices of the bench of us and our heirs, and before the steward and marshal and coroner of the household of us and our heirs, and the clerk of the market, and before all other justices and ministers of us and our heirs whomsoever, as fully and entirely as we should have them if we had retained in our hand the aforesaid castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid so given to our same son. So that he and his said heirs by the hands of his bailiffs and ministers may be able to levy, perceive, and have the fines, ransoms, and amercements of the men and tenants aforesaid, forfeited issues, and all things which to us and our heirs can pertain of year, day, and waste, forfeitures and murders, of

Fines and amercements,

forfeited issues, forfeitures, &c.

in any of the King's courts.

The Duke may levy them by his own officers, by estreats to be delivered to them.

Digitized by Google

nobis et hæredibus nostris, vel in cancellaria nostra et hæredum nostrorum, seu coram thesaurario et baronibus nostris et hæredum nostrorum de scaccario, seu coram justitiariis nostris et hæredum nostrorum de banco aut justitiariis ad assisas capiendas et gaolas deliberandas seu justitiariis ad felonias et transgressiones audiendas et terminandas assignatis, vel coram aliis justitiariis seu ministris nostris et hæredum nostrorum quibuscumque fieri et adjudicari contigerit, per extractas scaccarii nostri et hæredum nostrorum ballivis et ministris dicti filii nostri et dictorum hæredum suorum per manus vicecomitum in quorum ballivis castra honores maneria hundreda villæ terræ tenementa et alia loca prædicta, ut est dictum, per nos data, ac eorum feoda existunt, inde liberandas, levare percipere et habere possint,—sine occasione vel impedimento nostri vel hæredum nostrorum aut ballivorum seu ministrorum nostrorum quorumcumque. Et quod idem filius noster te dicti hæredes sui habeant in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis per nos sic datis, ac eorum feodis, catalla felonum et fugitivorum; ita quod si quis hominum vel tenentium suorum aut alii in locis prædictis vel eorum feodis pro delicto suo vitam vel membrum debeant amittere vel fugerint et judicio stare noluerint, vel aliquod delictum fecerint pro quo catalla sua debeant perdere (ubicumque justitia de eis fieri debeat sive in curia nostra vel hæredum nostrorum sive in aliis curiis) ipsa catalla sint præfati filii nostri et dictorum hæredum suorum, et liceat eis seu ministris suis sine occasione vel impedimento nostri vel hæredum nostrorum vicecomitum et aliorum ballivorum seu ministrorum nostrorum vel hæredum nostrorum quorumcumque ponere se in seisinam de catallis prædictis et ea ad usum dicti filii nostri et hæredum suo-

Digitized by Google

and in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid by us so given, and in their fees,—such as shall happen to be made and adjudged before the aforesaid justices in eyre to hold common pleas and pleas of the forest, and before the said steward and marshal, coroner or clerk, by estreats of the same justices in eyre in their circuits, and of steward and marshal and coroner and clerk in their sessions, to be delivered thereof to the same bailiffs and ministers,—and also such the fines, ransoms, and amercements of the aforesaid men and tenants, and forfeited issues, and all things which to us and our heirs can pertain of year, day, waste, forfeitures and murders, of and in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid by us so given, and in their fees, as shall happen to be made and adjudged before us and our heirs, or in the chancery of us and our heirs, or before the treasurer and barons of the exchequer of us and our heirs, or before the justices of us and our heirs of the common bench, or our justices assigned to take the assizes and to deliver our gaols, or the justices assigned to hear and determine felonies and trespasses, or before other the justices or ministers of us and our heirs whomsoever, by estreats of the exchequer of us and our heirs, to be delivered thereof to the bailiffs and ministers of our said son and his said heirs by the hands of the sheriffs in whose bailiwicks the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid given by us as aforesaid, and their fees, do lie; without let or hinderance of us or our heirs, or of our bailiffs or ministers whomsoever. And that our same son and his said heirs may have in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid by us so given, and

Chattels of felons.

Digitized by Google

rum retinere. Concessimus etiam præfato filio nostro pro nobis et hæredibus nostris quod ipse et dicti hæredes sui habeant in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis dicto filio nostro sic datis, ac eorum feodis, retorna omnium brevium nostrorum et hæredum nostrorum ac summonitionum extractarum et præceptorum de scaccario prædicto necnon præceptorum et extractarum justitiariorum nostrorum et hæredum nostrorum itinerantium tam ad placita forestæ quam ad communia placita, et aliorum justitiariorum quorumcumque, et executiones eorumdem brevium, summonitionum, extractarum et præceptorum per ballivos et ministros suos faciendas. Ita quod nullus vicecomes ballivus aut minister noster vel hæredum nostrorum castra honores maneria villas terras tenementa et alia loca prædicta, ut præmittitur, per nos data, vel eorum feoda, ad officia aliqua seu alia officia sua tangentia facienda ingrediatur, nisi in defectum ipsius filii nostri aut dictorum hæredum vel ballivorum seu ministrorum suorum. Volumus insuper et concedimus pro nobis et hæredibus nostris quod si vicecomites vel ballivi libertatum hundredorum seu wapentachiorum in aliquibus executionibus pro eodem filio nostro aut dictis hæredibus suis per brevia sive mandata nostra, vel hæredum nostrorum, aut quovis alio modo faciendis negligentes fuerint vel remissi per quod ipsos in scaccario nostro seu aliis curiis nostris contigerit amerciari vel fines facere, quod fines et amerciamenta illa sint dicti filii nostri et dictorum hæredum suorum, et ad eorum opus leventur. Hiis testibus, venerabilibus patribus Simone Archiepiscopo Cantuariensi totius Angliæ Primate, Adam Menevensi Cancellario, Henrico Wigornensi Thesaurario, nostris, Episcopis, Edmundo Comite Cantabrigiæ, Thoma de Wodestok Constabulario Angliæ, filiis nostris

Digitized by Google

in their fees, the chattels of felons and fugitives, so that if any of their men or tenants or others in the places aforesaid, or in their fees, for their delinquency ought to lose life or limb, or shall flee and not be willing to stand their trial, or shall commit any offence for the which they ought to lose their chattels, (wheresoever justice shall be had of them, whether in the court of us or our heirs, or whether in other courts,) such chattels shall belong to our aforesaid son and his said heirs, and that it shall be lawful for them or their ministers to put themselves in seizin of the chattels aforesaid, and retain them to the behoof of our said son and his heirs, without let or hinderance of us or our heirs, our sheriffs and other bailiffs or ministers of us or our heirs whomsoever. We have also granted to our aforesaid son, for us and our heirs, that he and his said heirs may have in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid so given to our said son, and in their fees, the return of all writs of us and our heirs, and of summons, estreats, and precepts of the exchequer aforesaid, and also of the precepts and estreats of the justices of us and our heirs in eyre to hold as well pleas of the forest as common pleas, and of other justices whomsoever, and the execution of the same writs, summons, estreats, and precepts, to be made by their bailiffs and ministers. So that no sheriff, bailiff, or other minister of us or our heirs shall enter the castles, honors, manors, towns, lands, tenements, and other places aforesaid by us given as is premised, or their fees, to perform any offices, or other things touching their offices, unless in default of our same son or his said heirs, or of their bailiffs or ministers. And furthermore we will and grant, for us and our said heirs, that if the sheriffs or bailiffs of liberties, hundreds, or

Return and execution of writs and summons of the exchequer.

Fines and amercements of sheriffs and bailiffs of liberties for negligence.

Digitized by Google

carissimis, Henrico de Percy Marescallo Angliæ, Johanne de Ipre Senescallo hospitii nostri, Nicholao Carreu Custode privati sigilli nostri, et aliis. Data per manum nostram apud Shene quarto die Junii, anno regni nostri Angliæ quinquagesimo primo, regni vero nostri Franciæ tricesimo octavo.

NOS autem tam dictam cartam indentatam quam dictam aliam cartam, ac omnes donationes concessiones et omnia alia in eisdem cartis contenta pro nobis et hæredibus nostris, tenore præsentium, ratificamus et confirmamus, juxta tenorem et effectum cartarum supradictarum. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Westmonasterium, quintodecimo die Septembris, anno regni nostri primo.

FARYNGTON.

Per breve de privato sigillo.

Digitized by Google

wapentakes be negligent or remiss in making any executions for our same son or his said heirs, by writs or mandates of us or our heirs, or in any other wise, whereby it shall happen that they be amerced or make fines in our exchequer or in other our courts, such fines and amercements shall belong to our said son and his said heirs, and may be levied to their behoof. These being witnesses, the venerable fathers, Simon Archbishop of Canterbury, Primate of all England; Adam Bishop of St. David's, our Chancellor; Henry Bishop of Worcester, our Treasurer; Edmund Earl of Cambridge, and Thomas of Woodstock, Constable of England, our most dear sons; Henry de Percy, Marshal of England; John de Ipre, Steward of our household; Nicholas Carreu, Keeper of our privy seal, and others. Given under our hand at Sheen, on the fourth day of June, in the fifty-first year of our reign of England, and the thirty-eighth of our reign of France.

AND we, as well the said charter indented as the said other charter, and all the donations, grants, and all other things in the same charters contained, for us and our heirs by the tenor of these presents do ratify and confirm according to the tenor and effect of the charters abovesaid. In witness whereof we have caused these our letters to be made patent. Witness ourself at Westminster, on the fifteenth day of September, in the first year of our reign.

FARYNGTON.

By writ of privy seal.

Digitized by Google

XIII.

Pro Johanne Rege Castellæ et Legionis Duce Lancastriæ.

Rot. Pat. 2 Ric. 2. p. 1. m. 20. in Turr. Lond.

RICARDUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ omnibus ad quos præsentes literæ pervenerint salutem. Sciatis quod cum dominus Edwardus nuper Rex Angliæ, avus noster, per literas suas patentes, quas per literas nostras confirmavimus, in pleno parliamento suo concessisset carissimo avunculo nostro Johanni Regi Castellæ et Legionis Duci Lancastriæ quod ipse ad totam vitam suam habeat infra comitatum Lancastriæ cancellariam suam, ac brevia sua sub sigillo suo pro officio cancellariæ deputando consignanda, justitiarios suos tam ad placita coronæ quam ad quæcumque alia placita communem legem tangentia tenenda, ac cognitiones eorundem, [et] quascumque executiones per brevia sua et ministros suos ibidem faciendas, et quæcumque alia libertates et jura regalia ad Comitem Palatinum pertinentia, adeo integre et libere sicut Comes Cestriæ infra eundem comitatum Cestriæ dinoscitur obtinere, prout in literis patentibus ipsius avi nostri et confirmatione nostra prædicta plenius continetur. Ac jam præfatus avunculus noster per petitionem suam coram nobis et concilio nostro in præsenti parliamento nostro exhibitam nobis supplicaverit ut cum ipse virtute dictorum verborum generalium in dictis literis ipsius avi nostri contentorum communi intellectu rationabiliter clamare posset exercere et habere omnimoda jurisdictiones proficua et commoditates quæ ad nos in dicto comitatu Lancastriæ perti-

Digitized by Google

XIII.

For John King of Castille and Leon, Duke of Lancaster.*

RICHARD, by the grace of God, King of England and France and Lord of Ireland, to all to whom the present letters shall come, greeting. Know ye, that whereas the Lord Edward, late King of England, our grandfather, by his letters patent (which by our letters we confirmed), in his full parliament did grant to our most dear uncle John King of Castille and Leon, Duke of Lancaster, that he for the whole of his life should have within the county of Lancaster his chancery, and his writs to be sealed under his seal to be deputed for the office of the chancery, his justices to hold as well pleas of the crown as all other pleas whatsoever touching the common law and the cognisance thereof, and all manner of execution to be made by his writs and his ministers there, and all other liberties and *jura regalia* pertaining to a Count Palatine, as freely and entirely as the Earl of Chester is well known to obtain within the same county of Chester, as in the letters patent of our same grandfather and in our confirmation aforesaid more fully is contained. And now our aforesaid uncle, by his petition exhibited before us and our council in our present parliament, hath besought us, that, whereas by virtue of the said general words contained in the said letters of our same grandfather he might by the common understanding thereof reasonably

10th Nov. 2 Ric. 2. A.D. 1378.

Recital of grant of County Palatine,

and that grantee had petitioned to have the general words expressly declared on certain points.

* The original Charter does not now exist in the archives of the Duchy of Lancaster.

Digitized by Google

nere deberent, ipseque prætextu dictorum verborum generalium scaccarium suum in eodem comitatu Lancastriæ et omnia ad hujusmodi scaccarium pertinentia, ac jurisdictionem et potestatem faciendi et constituendi justitiarios suos itinerantes ad placita forestæ et alios justitiarios ad quæcumque alia placita assisam forestæ tangentia infra dictum comitatum Lancastriæ, a tempore concessionis prædicti avi nostri tenuerit exercuerit et habuerit, velimus dicta verba generalia, propter obscuritatem intellectus eorumdem, et pro majori securitate præfati avunculi nostri in hac parte, declarare, et præmissa, per ipsum virtute dictorum verborum generalium ut præmittitur usitata, per verba specialia et expressa sibi concedere gratiose: Nos ad supplicationem ipsius avunculi nostri, et ut ambiguitates amputentur in hac parte, de assensu prælatorum ducum comitum baronum et communitatis regni nostri Angliæ in præsenti parliamento nostro existentium, declaramus eundem avunculum nostrum omnibus et singulis præmissis, per ipsum prætextu dictorum verborum generalium ut præmittitur usitatis, virtute eorumdem verborum generalium uti posse et debere; et ulterius de gratia nostra speciali tenore præsentium expresse concedimus, pro nobis et hæredibus nostris, eidem avunculo nostro, quod ipse hujusmodi scaccarium suum in dicto comitatu Lancastriæ, ac barones et alios ministros in eodem scaccario necessarios, necnon jurisdictiones executiones et consuetudines quascumque in scaccario nostro Angliæ rationabiliter usitatas habeat in eodem scaccario suo et eis ibidem plene gaudeat et rationabiliter utatur; et quod ipse habeat jurisdictionem et potestatem faciendi et constituendi justitiarios suos itinerantes ad placita forestæ et alios justitiarios ad quæcumque alia placita assisam forestæ tangentia infra dictum comitatum Lancastriæ tenenda

Digitized by Google

claim to have and exercise all manner of jurisdictions, profits, and commodities which ought to pertain to us in the said county of Lancaster, and that by pretext of the said general words he had had, exercised, and held from the time of the grant of our aforesaid grandfather his exchequer in the same county of Lancaster and all things to such exchequer pertaining, and the jurisdiction and power of making and appointing his justices in eyre for pleas of the forest, and other justices for all manner of other pleas touching the assize of the forest within the said county of Lancaster, we would be pleased graciously to declare the said general words, on account of the obscurity of their meaning and for the greater security of our aforesaid uncle in this behalf, and to grant to him by special and express words the premises by him used by virtue of the said general words as is premised: We, at the supplication of our same uncle, and to cut off all ambiguity in this behalf, with the assent of the prelates, dukes, earls, barons, and the commons of our realm of England in our present parliament assembled, do declare that our same uncle by virtue of the said general words can and ought to use all and every the premises by him used by pretext of the same general words as is premised; and furthermore, of our especial grace, by the tenor of these presents we do expressly grant, for us and our heirs, to our same uncle, that he may have such his exchequer in the said county of Lancaster, and barons and other ministers necessary in the same exchequer, and also all jurisdictions, executions, and customs whatsoever, which are reasonably used in our exchequer of England, in the same his exchequer, and may fully and reasonably use and enjoy them there; and that he may have the jurisdiction and power of making

Grant for life of exchequer in County Palatine.

Digitized by Google

durante vita ipsius avunculi nostri supradicta (placitis tamen et querelis ac aliis quibuscumque, ubi nos vel hæredes nostri in dicto scaccario vel coram præfatis justitiariis partes fuerimus vel fieri contingat, in futurum emergentibus semper salvis); volumus etiam quod omnia verba generalia in concessione ejusdem avi nostri prædicta contenta in suo robore permaneant tota vita avunculi nostri supradicti, declaratione et concessione per præsentes factis non obstantibus. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Gloucestriam decimo die Novembris, anno regni nostri secundo.

Per petitionem ipsius Regis Castellæ de Parliamento.

Digitized by Google

and appointing his justices in eyre to hold pleas of the forest, and other justices to hold all manner of other pleas touching the assize of the forest, within the said county of Lancaster, during the abovesaid life of our same uncle (saving always nevertheless all manner of other pleas and plaints in future arising in the said exchequer, or before the aforesaid justices, where we or our heirs shall be, or shall happen to be made, parties); also we will that all the general words contained in the aforesaid grant of our same grandfather shall remain in force during the whole life of our abovesaid uncle, notwithstanding the declaration and grant made by these presents. In witness whereof we have caused these our letters to be made patent. Witness ourself at Gloucester, on the tenth day of November, in the second year of our reign.

and appointment of justices of the forest,

except where the Crown is party.

By petition of the same King of Castille in parliament.

Digitized by Google

XIV.

Pro Duce Lancastriæ.

Rot. Cart. 11, 12, 13 Ric. 2. n. 4. in Turr. Lond.

RICARDUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ archiepiscopis, episcopis, abbatibus, prioribus, ducibus, comitibus, baronibus, justitiariis, vicecomitibus, præpositis, ministris, et omnibus ballivis et fidelibus suis, salutem. Sciatis quod cum dominus Edwardus nuper Rex Angliæ, avus noster, per cartam suam dedisset et concessisset carissimo avunculo nostro, filio suo, Johanni Duci Lancastriæ, tunc Comiti Lancastriæ, nomen et honorem Ducis et ipsum in Ducem Lancastriæ præfecisset, ac de eisdem nomine et honore per cincturam gladii et appositionem cappæ suo capiti investivisset, habenda eadem nomen et honorem Ducis Lancastriæ, sibi et hæredibus suis masculis de corpore suo legitime procreatis imperpetuum; subsequenterque idem avus noster per literas suas patentes concessisset pro se et hæredibus suis præfato avunculo nostro quod ipse ad totam vitam suam haberet infra comitatum Lancastriæ cancellariam suam, ac brevia sua sub sigillo suo pro officio cancellariæ deputando consignanda, justitiarios suos tam ad placita coronæ quam ad quæcumque alia placita communem legem tangentia, tenenda, ac cognitiones eorundem, et quascumque executiones per brevia sua et ministros suos ibidem faciendas, et quæcumque alia libertates et jura regalia ad Comitem Palatinum pertinentia, adeo libere et integre sicut Comes Cestriæ infra eundem comitatum Cestriæ dinoscitur obtinere (decimis quintisdecimis et aliis quotis et subsidiis, eidem avo nostro et hæredibus suis per communi-

Digitized by Google

XIV.

For the Duke of Lancaster.*

RICHARD, by the grace of God, King of England and France, and Lord of Ireland, to his archbishops, bishops, abbots, priors, dukes, earls, barons, justices, sheriffs, reeves, ministers, and all his bailiffs and faithful people, greeting. 16th Feb. 13 Ric. 2. A.D. 1390.

Know ye, that whereas the Lord Edward, late King of England, our grandfather, did by his charter give and grant to his son, our most dear uncle, John Duke of Lancaster, at that time Earl of Lancaster, the name and honor of Duke, and did make him Duke of Lancaster, and invest him with the same name and honor by girding of the sword and setting upon his head the cap, to have the same name and honor of Duke of Lancaster to him and his heirs male of his body lawfully begotten for ever; and subsequently our same grandfather did by his letters patent grant for himself and his heirs to our aforesaid uncle, that he for the whole of his life should have within the county of Lancaster his chancery, and his writs to be sealed under his seal to be deputed for the office of the chancery, his justices to hold as well pleas of the crown as all other pleas whatsoever touching the common law, and the cognizance thereof, and all manner of execution to be made by his writs and his ministers there, and all other liberties and *jura regalia* pertaining to a Count Palatine, as freely and entirely as the Earl of Chester is

Recital of Charter of King Edw. 3. creating his son John Duke of Lancaster,

and of his grant to him for life of a chancery and *jura regalia*, as a Count Palatine in the county of Lancaster.

* The original Charter does not now exist in the archives of the Duchy of Lancaster.

Digitized by Google

tatem regni sui, et decimis et aliis quotis per clerum ejusdem regni tunc concessis et extunc concedendis, aut eidem clero per sedem apostolicam impositis et imponendis, ac pardonationibus vitæ et membrorum, in casu quo aliquis ejusdem comitatus, aut alius in eodem comitatu, pro aliquo delicto vitam vel membrum amittere deberet, ac etiam superioritate et potestate corrigendi ea quæ in curia ejusdem avunculi nostri ibidem erronice facta fuerint, vel [si] idem avunculus noster aut ministri sui in justitia in curia sua facienda defecerint, semper salvis): Et quod idem avunculus noster ad mandata ejusdem avi nostri et hæredum suorum ad parliamenta et concilia sua duos milites pro communitate comitatus prædicti et duos burgenses de quolibet burgo ejusdem comitatus ad tractandum, cum aliis dicti regni ad parliamenta et concilia venientibus, de negotiis dicti regni in eisdem parliamentis et *aliis exponendis, mittere teneretur: et quod idem avunculus noster certos homines fideles et sufficientes ad hujusmodi decimas et quintasdecimas subsidia et alia quota, quotiens ea eidem avo nostro seu hæredibus suis in parliamentis seu conciliis concedi contingeret, assignaret; ita quod eidem avo nostro de sic concessis responderetur per eosdem. Ac nos nuper ad prosecutionem ipsius avunculi nostri per petitionem suam nobis in parliamento nostro apud Gloucestriam tento exhibitam, suggerentis ipsum prætextu dictorum verborum generalium scaccarium suum in eodem comitatu Lancastriæ et omnia ad hujusmodi scaccarium pertinentia, ac jurisdictionem et potestatem faciendi et constituendi justitiarios suos itinerantes ad placita forestæ et alios justitiarios ad quæcumque alia placita assisam forestæ tangentia infra dictum comitatum Lancastriæ a tempore concessionis dicti avi nostri tenuisse exercuisse et habuisse, de assensu

* *Sic; pro* "conciliis."

Digitized by Google

well known to obtain within the same county of Chester; saving always the tenths, fifteenths, and other contributions and subsidies then granted and thereafter to be granted to our same grandfather and his heirs by the commonalty of his realm, and the tenths and other contributions then granted and thereafter to be granted by the clergy of the same realm, or imposed and to be imposed upon the same clergy by the apostolic see; and the pardon of life and limbs in case that any person of the same county, or other person in the same county, ought for any delict to lose his life or limb; and also the superiority and power of correcting those things which shall have been erroneously done there in the court of our same uncle, or if our same uncle or his ministers should have failed in doing justice in his court. And that our same uncle, at the mandate of the same our grandfather and his heirs, should be held to send to his parliaments and councils two knights for the commonalty of the shire aforesaid, and two burgesses from every borough of the same shire, to treat with the others of the said realm coming to the parliaments and councils concerning the affairs of the said realm in the same parliaments and councils to be declared: and that our same uncle should assign certain trusty and sufficient men for the like tenths and fifteenths, subsidies and other contributions, so often as they should happen to be granted to our same grandfather or his heirs in parliament or council; so that our same grandfather might by them be answered in respect of such grants. And we lately, at the prosecution of our same uncle by his petition to us exhibited in our parliament holden at Gloucester, (suggesting that by pretext of the said general words he had had, exercised, and held from the time of the grant of our said grandfather his exchequer in

Recital of letters patent granted by King Richard 2. on the Duke's petition in parliament,

Digitized by Google

prælatorum ducum comitum baronum et communitatis regni nostri Angliæ in eodem parliamento existentium, per literas nostras patentes declaraverimus eundem avunculum nostrum omnibus et singulis præmissis, per ipsum prætextu dictorum verborum generalium ut præmittitur usitatis, virtute eorumdem verborum generalium uti posse et debere; et ulterius de gratia nostra speciali concesserimus, pro nobis et hæredibus nostris, eidem avunculo nostro, quod ipse scaccarium suum in dicto comitatu Lancastriæ, et barones et alios ministros in eodem scaccario necessarios, necnon jurisdictiones executiones et consuetudines quascumque in scaccario nostro Angliæ rationabiliter usitatas habeat in eodem scaccario suo et eis ibidem plene gaudeat et rationabiliter utatur: et quod habeat jurisdictionem et potestatem faciendi et constituendi justitiarios suos itinerantes ad placita forestæ et alios justitiarios ad quæcumque alia placita assisam forestæ tangentia infra dictum comitatum Lancastriæ tenenda durante vita ipsius avunculi nostri (placitis tamen et querelis aliis quibuscumque, ubi nos vel hæredes nostri in dicto scaccario vel coram præfatis justitiariis partes fuerimus vel fieri contingat, emergentibus semper salvis); et voluerimus, quod omnia verba generalia in concessione ejusdem avi nostri prædicta contenta in suo robore permaneant durante vita avunculi nostri supradicti, declaratione et concessione prædictis non obstantibus, prout in carta et literis prædictis plenius continetur. Jamque præfatus avunculus noster nobis supplicaverit, ut libertates franchesias privilegia jura regalia supradicta, et omnia alia et singula sibi superius concessa, sibi et hæredibus suis masculis de corpore suo exeuntibus concedere dignemur, habenda eodem modo sicut ea jam habet, una cum dicto nomine Ducis Lancastriæ perpetuis temporibus successivis. Nos probitatem strenuam et sapientiam excellentissimam præfati avunculi nos-

Digitized by Google

the same county of Lancaster, and all things to such exchequer pertaining, and the jurisdiction and power of making and appointing his justices in eyre for pleas of the forest, and other justices for all manner of other pleas touching the assize of the forest within the said county of Lancaster,) with the assent of the prelates, dukes, earls, barons, and the commons of our realm of England in the same parliament assembled, by our letters patent did declare that our same uncle should and might be able, by virtue of the said general words, to use all and every the premises by him used by pretext of the same general words as is premised; and further, of our especial grace we did grant, for us and our heirs, to our same uncle, that he might have his exchequer in the said county of Lancaster, and barons and other ministers necessary in the same exchequer, and also all jurisdictions, executions, and customs whatsoever in the same his exchequer which are reasonably used in our exchequer of England, and might fully and reasonably use and enjoy them there; and that he might have the jurisdiction and power of making and appointing his justices in eyre to hold pleas of the forest, and other justices to hold all manner of other pleas touching the assize of the forest, within the said county of Lancaster, during the life of our same uncle (saving always nevertheless all manner of other pleas and plaints arising in the said exchequer, or before the aforesaid justices, where we or our heirs should be, or should happen to be made, parties); and we did will that all the general words contained in the aforesaid grant of our same grandfather should remain in force during the life of our abovesaid uncle, notwithstanding the declaration and grant aforesaid, as in the charter and letters aforesaid more fully is contained. And now our aforesaid uncle

declaring, that, by virtue of the general words in the grant of the Palatinate,

the Duke should have his exchequer,

and appointment of justices of the forest,

during the Duke's life.

Digitized by Google

tri, qui se laboribus et expensis ac consiliis continuis nobis et regno nostro obsequiosum pariter et fructuosum semper retroactis temporibus exhibuit et exhibet indefesse, debita consideratione pensantes, ac sperantes indubie hæredes suos masculos de corpore suo legitime procreatos vestigia progenitorum suorum qui ex tam nobili progenie regali processerunt, divina mediante clementia, in sapientia strenuitate et honore sequi debere, et nobis et hæredibus nostris ac regno nostro maxime valere et locumtenere posse infuturum. Et volentes præmissorum intuitu supplicationi prædictæ annuere gratiose, de assensu præsentis parliamenti nostri, læto corde et ex certa scientia nostra concessimus pro nobis et hæredibus nostris, præfato avunculo nostro quod ipse et hæredes sui masculi de corpore suo legitime procreati habeant infra comitatum Lancastriæ cancellariam suam ac brevia sua sub sigillo suo pro officio cancellariæ deputando *conservanda, justitiarios suos tam ad placita coronæ quam ad quæcumque alia placita communem legem tangentia tenenda, ac cognitiones eorundem, et quascumque executiones per brevia sua et ministros suos ibidem faciendas, et quæcumque alia libertates et jura regalia ad Comitem Palatinum pertinentia, adeo libere et integre sicut Comes Cestriæ dinoscitur obtinere. Et quod habeant scaccarium suum in dicto comitatu Lancastriæ ac barones et alios ministros in eodem scaccario necessarios, necnon jurisdictiones executiones et consuetudines quascumque in scaccario nostro Angliæ rationabiliter usitatas, et eis ibidem plene gaudeant et rationabiliter utantur. Et quod habeant jurisdictionem et potestatem faciendi et constituendi justitiarios suos itinerantes ad placita forestæ et alios justitiarios ad quæcumque alia placita assisam forestæ tangentia infra dictum comitatum Lancastriæ tenenda imperpetuum

* *Sic; pro* "consignanda."

Digitized by Google

hath besought us that we would deign to grant the above-said liberties, franchises, privileges, *jura regalia*, and all and every other the things to him above granted, to him and his heirs male of his body issuing, to have in the same manner as he now hath them, together with the said name of Duke of Lancaster in all times to come. We, weighing with due consideration the strenuous probity and most excellent wisdom of our aforesaid uncle, who hath ever shown himself in times past, and unweariedly continues to prove, very ready to serve us and our realm, and at the same time most profitably, with his continual labour, charges, and counsel; and hoping undoubtedly that his heirs male of his body lawfully begotten ought through the mediation of Divine Mercy to follow the footsteps of their progenitors, who have proceeded from so noble and royal a stock, in wisdom, honor, and prowess, and that they will be able, in times to come, mightily to avail and stand ourselves and our heirs and our realm in good stead, and being willing in regard of the premises graciously to assent to the aforesaid petition, with the assent of our present parliament, of our certain knowledge, and with cheerful heart, do grant for us and our heirs to our aforesaid uncle, that he and his heirs male of his body lawfully begotten may have within the county of Lancaster their chancery, and their writs to be sealed under their seal to be deputed for the office of the chancery, their justices to hold as well pleas of the crown as all other pleas whatsoever touching the common law, and the cognizance thereof, and all manner of execution to be made by their writs and their ministers there, and all other liberties and *jura regalia* pertaining to a Count Palatine, as freely and entirely as the Earl of Chester is well known to obtain. And that they may have their exchequer in the said county of Lan-

The Duke having petitioned for a grant in tail-male,

in consideration of his high merits

he and the heirs male of his body shall have in the county of Lancaster

their chancery,

justices to hold pleas,

and *jura regalia*, as freely as the Earl of Chester;

exchequer

Digitized by Google

(placitis tamen et querelis quibuscumque, ubi nos vel hæredes nostri in dicto scaccario vel coram præfatis justitiariis partes fuerimus vel fieri contingat, emergentibus, ac decimis quintisdecimis et aliis quotis et subsidiis nobis et hæredibus nostris per communitatem regni nostri, et decimis et aliis quotis per clerum ejusdem regni concessis et exnunc concedendis, aut eidem clero per sedem apostolicam impositis et imponendis, ac pardonationibus vitæ et membrorum in casu quo aliquis ejusdem comitatus, aut alius in eodem comitatu, pro delicto aliquo vitam vel membrum amittere debeat, ac etiam superioritate et potestate corrigendi ea quæ in curia ejusdem avunculi nostri vel dictorum hæredum suorum ibidem erronice facta fuerint, vel [si] idem avunculus noster seu dicti hæredes sui, aut eorum ministri, in justitia in curia sua facienda defecerint, semper salvis). Et quod idem avunculus noster et dicti hæredes sui, ad mandata nostra et hæredum nostrorum, ad parliamenta et concilia nostra et hæredum nostrorum duos milites pro communitate comitatus prædicti et duos burgenses de quolibet burgo ejusdem comitatus ad tractandum cum aliis dicti regni nostri ad parliamenta et concilia venientibus de negotiis dicti regni in eisdem parliamentis et * aliis exponendis mittere teneantur. Et quod idem avunculus noster et hæredes sui prædicti certos homines fideles et sufficientes ad hujusmodi decimas et quintasdecimas subsidia et alia quota, quotiens ea nobis aut hæredibus nostris, in parliamentis seu conciliis concedi contigerit, assignent; ita quod nobis et hæredibus nostris de sic concessis respondeatur per eosdem. Quare volumus et firmiter præcipimus quod idem avunculus noster et hæredes sui prædicti habeant et teneant omnia et singula libertates franchesias privilegia scaccarium jura regalia et alia supradicta una cum dictis nomine et honore

* *Sic; pro* "conciliis."

Digitized by Google

caster, and barons and other ministers necessary in the same exchequer, and also all jurisdictions, executions, and customs whatsoever, which are reasonably used in our exchequer of England, and may fully and reasonably use and enjoy them there; and that they may have the jurisdiction and power of making and appointing their justices in eyre to hold pleas of the forest, and other justices to hold all manner of other pleas touching the assize of the forest within the said county of Lancaster for ever. Saving always, nevertheless, all manner of other pleas and plaints arising in the said exchequer, or before the aforesaid justices, where we or our heirs shall be, or shall happen to be made, parties; and saving always the tenths, fifteenths, and other contributions and subsidies granted and hereafter to be granted to us and our heirs by the commonalty of our realm, and the tenths and other contributions granted or hereafter to be granted by the clergy of the same realm, or imposed and to be imposed upon the same clergy by the apostolic see; and the pardon of life and limbs in case that any person of the same county, or other person in the same county, ought for any delict to lose his life or limb; and also the superiority and power of correcting those things which shall have been erroneously done there in the court of our same uncle or his said heirs; or if our same uncle, or his said heirs or their ministers, shall fail in doing justice in their court. And that our same uncle and his said heirs, at the mandates of us and our heirs, shall be held to send to the parliaments and councils of us and our heirs two knights for the commonalty of the shire aforesaid, and two burgesses from every borough of the same shire, to treat with the others of our said realm coming to the parliaments and councils concerning the affairs of the said realm in the same parliaments and councils to be declared:

and barons thereof,

and appointment of justices of the forest,

except where the Crown is party.

Saving of parliamentary aids and taxes,

pardon of life,

and correction of erroneous judgments,

or in failure of justice.

The Duke and his said heirs to send members to parliament for the shire and boroughs,

Digitized by Google

Ducis Lancastriæ (exceptis præexceptis) eodem modo ac adeo libere et integre sicut idem avunculus noster ea ad præsens habet et tenet, imperpetuum, sicut prædictum est. Hiis testibus Willielmo Archiepiscopo Cantuariensi totius Angliæ Primate, Thoma Archiepiscopo Eboracensi Angliæ Primate, Roberto Londinensi, Willielmo Wintonensi, Cancellario nostro, Johanne Menevensi, Thesaurario nostro, Episcopis, Edmundo Eborum, Thoma Gloucestriæ, Ducibus, avunculis nostris carissimis, Ricardo Arundelliæ, Willielmo Sarum, Henrico Northumbriæ, Comitibus, Ricardo Lescrop, Johanne Devereux, Senescallo hospitii nostri, et aliis. Data per manum nostram apud Westmonasterium, sextodecimo die Februarii, anno regni nostri tertiodecimo.

Per ipsum Regem et concilium suum, ac petitione in parliamento.

Digitized by Google

and that our same uncle and his heirs shall assign certain trusty and sufficient men for the like tenths and fifteenths, subsidies, and other contributions, so often as they shall happen to be granted to us or our heirs in parliament or council; so that we and our heirs may by the same men be answered in respect of such grants. Wherefore we will and strictly command that our same uncle and his heirs aforesaid shall have and hold all and every the abovesaid liberties, franchises, privileges, exchequer, *jura regalia*, and other things, together with the said name and honor of Duke of Lancaster, except as before excepted, in the same manner and as freely and entirely as our same uncle at present has and holds them, for ever, as is aforesaid. These being witnesses, William Archbishop of Canterbury, Primate of all England; Thomas Archbishop of York, Primate of England; Robert Bishop of London; William Bishop of Winchester, our Chancellor; John Bishop of Saint David's, our Treasurer; our most dear uncles, Edmund Duke of York, and Thomas Duke of Gloucester; Richard Earl of Arundel; William Earl of Salisbury; Henry Earl of Northumberland; Richard Lescrope; John Devereux, Steward of our household, and others. Given under our hand at Westminster, on the sixteenth day of February, in the thirteenth year of our reign.

and to assign collectors of subsidies and taxes granted by parliament.

Title of Duke of Lancaster.

By the King himself and his council, and by petition in parliament.

Digitized by Google

XV.

De confirmatione.

Rot. Cart. 20 Ric. 2. n. 7. in Turr. Lond.

RICARDUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ, archiepiscopis, episcopis, abbatibus, prioribus, ducibus, comitibus, baronibus, justitiariis, vicecomitibus, præpositis, ministris, et omnibus ballivis et fidelibus suis, salutem. Inspeximus cartam Domini Edwardi nuper Regis Angliæ, avi nostri, factam in hæc verba:

EDWARDUS Dei gratia Rex Angliæ Dominus Hiberniæ et Aquitaniæ, archiepiscopis, episcopis, abbatibus, prioribus, comitibus, baronibus, justitiariis, vicecomitibus, præpositis, ministris, et omnibus ballivis et fidelibus suis salutem. Sciatis quod cum nuper considerantes qualiter comitatus Lancastriæ, et plura castra, villæ, maneria, terræ, et tenementa, cum pertinentiis, tam in comitatibus Lincolniæ et Derbiæ quam in diversis aliis comitatibus regni nostri, quæ fuerunt Henrici nuper Ducis Lancastriæ et Comitis Lincolniæ et Derbiæ post mortem ipsius Ducis, (quædam, videlicet, ad Johannem Comitem Richemondiæ filium nostrum carissimum et Blanchiam uxorem ejus unam filiarum et hæredum prædicti Ducis, juxta partitionem inter ipsos et Matildem tunc alteram filiarum et hæredum ipsius Ducis factam per descensum hæreditarium fuerint devoluta, et quædam eisdem Comiti et Blanchiæ, juxta ordinationem et concessionem prædicti Ducis dum vixit, sub certa forma sunt remansura,) ac volentes proinde eidem filio nostro, ut se juxta status sui nobilitatem decentius manutenere valeat, gratiam facere

Digitized by Google

XV.

Charter of confirmation.*

RICHARD, by the grace of God, King of England and France, and Lord of Ireland, to his archbishops, bishops, abbots, priors, dukes, earls, barons, justices, sheriffs, reeves, ministers, and all his bailiffs and faithful people, greeting. We have inspected the charter of the Lord Edward, late King of England, our grandfather, made in these words: 29th June, 20 Ric. 2. A.D. 1396.

EDWARD, by the grace of God, King of England, Lord of Ireland and Aquitaine, to his archbishops, bishops, abbots, priors, earls, barons, justices, sheriffs, reeves, ministers, and all his bailiffs and faithful people, greeting. Know ye, that whereas we, lately considering how that the county of Lancaster, and many castles, towns, manors, lands, and tenements, with their appurtenances, as well in the counties of Lincoln and Derby, as in divers other counties of our realm, which were of Henry late Duke of Lancaster and Earl of Lincoln and Derby, lately after the death of the same Duke had devolved, to wit, some by hereditary descent, upon John Earl of Richmond, our most dear son, and Blanche his wife, one of the daughters and co-heirs of the aforesaid Duke, according to the partition made between them and Matilda, the then other daughter and co-heir of the same Duke, and some were to remain, under a certain form, to the same Earl and Blanche, according to an ordinance and grant of the aforesaid Duke whilst he 12th May, 36 Edw. 3. A.D. 1362. Recital of Charter dated 13th Nov. 35 Edw. 3.

* The original Charter does not now exist in the archives of the Duchy of Lancaster.

Digitized by Google

specialem, concesserimus pro nobis et hæredibus nostris præfato Johanni nunc Comiti Lancastriæ et Richemondiæ, quod ipse et hæredes sui de corpore suo et corpore prædictæ Blanchiæ legitime procreati imperpetuum haberent retorna omnium brevium nostrorum et hæredum nostrorum, et omnia placita de vetito namio in terris et feodis de hæreditate prædicti Ducis, quæ tunc in manibus ipsorum Comitis et Blanchiæ extiterunt, et quæ imposterum eis juxta ordinationem et concessionem prædictas sunt remansura cum ad manus suas devenerint; et etiam omnes fines et amerciamenta omnium hominum et tenentium suorum, ubicumque ipsos homines et tenentes in curiis nostris et hæredum nostrorum amerciari vel fines facere contingeret, necnon omnia catalla omnium hominum et tenentium suorum felonum et fugitivorum et dampnatorum, prout in carta nostra inde confecta plenius continetur. Ac jam omnia terræ et tenementa cum pertinentiis quæ prædicta Matildis tenuit in propartem suam prædictam, de omnibus terris et tenementis prædictis quæ fuerunt prædicti Ducis, necnon quædam alia terræ et tenementa cum pertinentiis in comitatibus Norfolciæ et Suffolciæ quæ eadem Matildis tenuit de hæreditate ipsius Ducis ex dono et feoffamento Johannis Episcopi Lincolniensis, Ricardi Comitis Arundelliæ, Roberti de la Mare, Johannis de Buklond, Johannis Charnels, Walteri Power, Simonis Symeon et Johannis Neumarche, per mortem ejusdem Matildis præfatis Comiti et Blanchiæ, ut sorori et hæredi prædictæ Matildis jure hæreditario descenderint. Nos volentes prædictos Comitem et Blanchiam favore prosequi gratioso, concessimus et hac carta nostra confirmavimus præfato Comiti quod ipse et hæredes sui de corpore suo et corpore prædictæ Blanchiæ legitime procreati imperpetuum habeant retorna omnium brevium nostrorum et hæredum nostrorum, et

Digitized by Google

lived, and being willing, therefore, to shew especial favor to the same our son, in order that he might the more decently maintain himself according to the nobility of his station, did grant for us and our heirs to the aforesaid John now Earl of Lancaster and Richmond, that he and his heirs of his body and the body of the aforesaid Blanche, lawfully begotten, for ever should have the return of all writs of us and our heirs, and all pleas of withernam in the lands and fees of the heritage of the aforesaid Duke, which then were in the hands of the same Earl and Blanche, and which thereafter were to remain to them according to the ordinance and grant aforesaid, when they should come into their hands; and also all fines and amercements of all their men and tenants wheresoever it should happen that such men and tenants should make fine or be amerced in the courts of us and our heirs; and also all the chattels of all their men and tenants, being felons and fugitives and persons condemned, as in our charter thereof made more fully is contained. And now all the lands and tenements, with their appurtenances, which the aforesaid Matilda held as her purparty aforesaid of all the lands and tenements aforesaid which were of the aforesaid Duke, and also certain other lands and tenements, with appurtenances, in the counties of Norfolk and Suffolk, which the same Matilda held of the inheritance of the same Duke by the gift and feoffment of John Bishop of Lincoln, Richard Earl of Arundel, Robert de la Mare, John de Buklond, John Charnels, Walter Power, Simon Symeon, and John Neumarche, have by the death of the same Matilda descended by hereditary right to the aforesaid Earl and Blanche, as sister and heir of the aforesaid Matilda:—We, willing to pursue with our gracious favor the aforesaid Earl and Blanche, have granted and by this our charter have confirmed to the

and descent of Matilda's portion on Blanche, the surviving co-heir.

Digitized by Google

omnia placita de vetito namio, tam in terris et feodis quæ iidem Comes et Blanchia de proparte ipsius Blanchiæ prædicta, quam in terris et feodis quæ fuerunt prædictæ Matildis et quæ ipsi Comes et Blanchia ut soror et hæres ejusdem Matildis jam tenent de hæreditate prædicta, et etiam in terris et feodis, quæ eisdem Comiti et Blanchiæ sunt de eadem hæreditate imposterum remansura vel reversura, cum ad manus suas devenerint, et etiam omnes fines et amerciamenta omnium hominum et tenentium suorum ubicumque ipsos homines et tenentes in curiis nostris et hæredum nostrorum amerciari vel fines facere contigerit; necnon omnia catalla omnium hominum et tenentium suorum, felonum et fugitivorum et dampnatorum. Quare volumus et firmiter præcipimus pro nobis et hæredibus nostris quod prædictus Comes et hæredes sui prædicti imperpetuum habeant retorna omnium brevium nostrorum et hæredum nostrorum, et omnia placita de vetito namio in terris et feodis suis prædictis; ac omnes fines et amerciamenta omnium hominum et tenentium suorum prædictorum, ubicumque ipsos homines et tenentes in curiis nostris et hæredum nostrorum amerciari vel fines facere contigerit; ac etiam omnia catalla omnium hominum et tenentium suorum, felonum, fugitivorum, et damdnatorum, sicut prædictum est, et eodem modo quo Henricus nuper Comes Lancastriæ pater prædicti Ducis, vel idem Dux, quibus consimiles libertates in terris et feodis suis habendas successive per cartas nostras concessimus, easdem libertates habuit et eis rationabiliter uti consuevit. Hiis testibus S. Archiepiscopo Cantuariensi totius Angliæ Primate, W. Wintoniensi Episcopo Cancellario nostro, S. Eliensi Episcopo Thesaurario nostro, Edwardo Principe Walliæ primogenito nostro carissimo, Ricardo Arundelliæ, Thoma Warwici, et Willielmo Sarum, Comitibus, et aliis.

Digitized by Google

aforesaid Earl, that he and his heirs of his body and the body of the aforesaid Blanche, lawfully begotten, for ever may have the return of all writs of us and our heirs, and all pleas of withernam, as well in the lands and fees which the same Earl and Blanche now hold of the aforesaid purparty of the same Blanche, as in the lands and fees which were of the aforesaid Matilda, and which the same Earl, and Blanche as sister and heir of the same Matilda, now hold of the inheritance aforesaid, and also in the lands and fees of the same inheritance which are hereafter to remain or revert to the same Earl and Blanche, when they shall come into their hands; and also all fines and amercements of all their men and tenants wheresoever the same men and tenants shall happen to make fine or be amerced in the courts of us and our heirs; and also all the chattels of all their men and tenants, being felons and fugitives and persons condemned. Wherefore we will and strictly command for us and our heirs, that the aforesaid Earl and his heirs aforesaid for ever shall have the return of all writs of us and our heirs, and all pleas of withernam in their lands and fees aforesaid; and all fines and amercements of all their men and tenants aforesaid, wheresoever the same men and tenants shall happen to make fine or be amerced in the courts of us and our heirs; and also all the chattels of their men and tenants, being felons and fugitives and persons condemned, as is aforesaid, and in the same manner in which Henry late Earl of Lancaster, father of the aforesaid Duke, or the same Duke, to whom we granted by our charters successively to have the like liberties in their lands and fees, had the same liberties and was accustomed reasonably to use them. These being witnesses, Simon Archbishop of Canterbury, Primate of all England; William Bishop of Winchester, our Chancellor; Simon Bishop of

Return of writs.

Pleas of withernam.

Fines and amercements.

Chattels of felons.

Digitized by Google

Data per manum nostram apud Westmonasterium duodecimo die Maii, anno regni nostri tricesimo sexto.

INSPEXIMUS etiam quandam cartam nostram factam in hæc verba:

RICARDUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ, omnibus ad quos præsentes literæ pervenerint, salutem. Inspeximus quandam cartam carissimi Domini et avi nostri Domini Edwardi nuper Regis Angliæ defuncti, nuper factam carissimo avunculo nostro Johanni Regi Castellæ et Legionis Duci Lancastriæ, filio ipsius avi nostri, per nomen Johannis Ducis Lancastriæ, et Blanchiæ nuper uxori ejus in hæc verba: *EDWARDUS* Dei gratia Rex Angliæ, Dominus Hiberniæ et Aquitaniæ, archiepiscopis, episcopis, ducibus, abbatibus, prioribus, comitibus, baronibus, justitiariis, vicecomitibus, præpositis, ministris, et omnibus ballivis et fidelibus suis, salutem. Sciatis quod cum nos nuper septimo die Maii anno regni nostri sexto decimo per cartam nostram concesserimus pro nobis et hæredibus nostris Henrico tunc Comiti Lancastriæ quod ipse et hæredes sui de corpore suo procreati et omnes homines sui imperpetuum essent quieti de pavagio passagio paagio lastagio stallagio tallagio cariagio pesagio piccagio et terragio per totum regnum et potestatem nostram; et quod idem Comes et hæredes sui prædicti imperpetuum haberent retorna omnium brevium nostrorum et hæredum nostrorum ac summonitionum de scaccario nostro et hæredum nostrorum, et attachiamenta tam de placitis coronæ quam de aliis quibuscunque in omnibus terris et feodis suis; ita quod nullus vicecomes vel alius ballivus seu minister noster vel hæredum nostrorum terras seu feoda illa ingrederetur ad executiones eorundem brevium et summonitionum, seu ad attachiamenta de placitis coronæ vel aliis prædictis aut aliquod aliud offi-

Digitized by Google

Ely, our Treasurer; Edward Prince of Wales, our most dear eldest son; Richard Earl of Arundel; Thomas Earl of Warwick; and William Earl of Salisbury, and others. Given under our hand at Westminster on the twelfth day of May, in the thirty-sixth year of our reign.

WE have inspected also a certain charter of ours made in these words:

RICHARD, by the grace of God, King of England and France, and Lord of Ireland, to all to whom the present letters shall come, greeting. We have inspected a certain charter of our most dear Lord and grandfather Lord Edward, late King of England, deceased, lately made to our dearest uncle John King of Castille and Leon, Duke of Lancaster, son of our same grandfather, by name of John Duke of Lancaster, and to Blanche, late his wife, in these words: 15th Sept. 1 Ric. 2. A.D. 1377.

EDWARD, by the grace of God, King of England, Lord of Ireland and Aquitaine, to his archbishops, bishops, dukes, abbots, priors, earls, barons, justices, sheriffs, reeves, ministers, and all his bailiffs and faithful people, greeting. Know ye, that whereas we did lately, on the seventh day of May, in the sixteenth year of our reign, grant by our charter, for us and our heirs, to Henry then Earl of Lancaster, that he and his heirs of his body begotten, and all his men for ever, should be quit of paviage, passage, payage, lastage, stallage, tallage, carriage, pesage, picage, and groundage throughout all our realm and dominions; and that the same Earl and his heirs aforesaid for ever should have the return of all writs of us and our heirs, and summons of the exchequer of us and our heirs, and the attachment as well of pleas of the crown as of other pleas whatsoever in all their lands and fees; so that no sheriff or other bailiff or minister of us or our heirs should enter those lands or fees to execute the same writs and summons, 14th July, 38 Edw. 3. A.D. 1364. Recital of Charter of 7th May, 16 Edw. 3. to Henry Earl of Lancaster.

Digitized by Google

cium ibidem faciendum, nisi in defectum ipsius Comitis et hæredum suorum prædictorum ac ballivorum et ministrorum suorum in terris et feodis suis prædictis. Et quod haberent catalla hominum et tenentium suorum felonum et fugitivorum; ita quod si quis hominum vel tenentium suorum pro delicto suo vitam vel membrum deberet amittere vel fugeret et judicio stare nollet vel aliud quodcumque delictum faceret pro quo catalla sua deberet perdere, ubicunque justitia de eo fieret, sive in curia nostra vel hæredum nostrorum sive in alia curia, ipsa catalla essent ipsius Comitis et hæredum suorum prædictorum, et quod liceret eis vel ministris suis sine impedimento nostri vel hæredum nostrorum vicecomitum aut aliorum ballivorum seu ministrorum nostrorum quorumcunque ponere se in seisinam de catallis prædictis et ea ad usum ipsius Comitis et hæredum suorum prædictorum retinere. Et etiam quod haberent imperpetuum omnes fines pro transgressionibus et aliis delictis quibuscunque et fines pro licentia concordandi, et omnia amerciamenta redemptiones et exitus forisfactos; ac forisfacturas, annum diem vastum et streppum, et omnia quæ ad nos et hæredes nostros pertinere possent de hujusmodi anno die vasto et murdris de omnibus hominibus et tenentibus de terris et feodis suis quibuscunque in quibuscunque curiis nostris et hæredum nostrorum homines et tenentes illos, tam coram nobis et hæredibus nostris, et in cancellaria nostra et hæredum nostrorum, et coram thesaurario et baronibus nostris et hæredum nostrorum de scaccario, et coram justitiariis nostris et hæredum nostrorum de banco, et coram senescallo et marescallis seu clerico mercati hospitii nostri et hæredum nostrorum, ac aliis curiis nostris et hæredum nostrorum, quam coram justitiariis itinerantibus ad communia placita et ad placita forestæ et quibuscunque aliis

Digitized by Google

or to make attachment of the pleas of the crown or other pleas aforesaid, or to do any other office there, unless in default of the same Earl and his heirs aforesaid, and their bailiffs and ministers in their lands and fees aforesaid. And that they should have the chattels of their men and tenants being felons and fugitives; so that if any one of their men or tenants ought to lose life or limb for his offence, or should flee and be unwilling to stand his trial, or commit any other offence for the which he ought to lose his chattels, wheresoever justice should be had of him, whether in the court of us or our heirs, or in any other court, such chattels should belong to the same Earl and his heirs aforesaid, and that it should be lawful for them or their ministers, without hinderance of us or our heirs, or of our sheriffs or other bailiffs or ministers whomsoever, to put themselves in seizin of the chattels aforesaid, and to retain them to the use of the same Earl and his heirs aforesaid. And also that they should have for ever all fines for trespasses and other offences whatsoever, and fines for licence to agree, and all amercements, ransoms, and forfeited issues and forfeitures, year, day, waste, and estrepement, and all things which could pertain to us and our heirs of the like year, day, and waste, and murders, in respect of all the men and tenants of their lands and fees whatsoever, in any soever of the courts of us and our heirs, where such men and tenants should happen to make fine, or be amerced or forfeit issues, or such year, day, and waste, or forfeitures and murders happen to be adjudged, as well before us and our heirs, and in the chancery of us and our heirs, and before the treasurer and barons of the exchequer of us and our heirs, and before the justices of the bench of us and our heirs, and before the steward and marshals

Digitized by Google

justitiariis et ministris nostris et hæredum nostrorum, tam in præsentia nostra et hæredum nostrorum quam in absentia nostra et hæredum nostrorum, fines facere vel amerciari, exitus forisfacere, annum diem et vastum seu forisfacturas et murdra adjudicari contingeret; quæ fines, amerciamenta, redemptiones, exitus, annus dies vastum sive streppum, forisfacturæ et murdra, ad nos vel hæredes nostros pertinere possent, si præfato Comiti et hæredibus suis prædictis concessa non fuissent. Ita quod idem Comes et hæredes sui prædicti, per se vel per ballivos et ministros suos, fines, amerciamenta, redemptiones, exitus, et forisfacturas hujusmodi hominum et tenentium suorum prædictorum, et omnia quæ ad nos et hæredes nostros pertinere possent de anno die et vasto sive streppo et murdris prædictis, levare percipere et habere possent,—sine occasione vel impedimento nostri aut hæredum nostrorum, justitiariorum, escaetorum, vicecomitum, coronatorum, aut aliorum ballivorum seu ministrorum nostrorum quorumcunque. Quam quidem cartam post mortem prædicti Comitis Henricus filius et hæres ejusdem Comitis, cui omnia terræ et tenementa quæ fuerunt ipsius Comitis jure hæreditario descendebant, nobis ex certis causis reddidit cancellandam, et ea de causa carta illa cancellatur sicut per inspectionem rotulorum cancellariæ nostræ nobis constat. Nos advertentes ea quæ sic in feodo talliato præfato Comiti et hæredibus de corpore suo procreatis per nos concessa fuerunt, et de quibus prædictus Comes virtute concessionis nostræ prædictæ fuit seisitus in dominico suo ut de feodo die quo obiit, per redditionem cartæ prædictæ nobis per prædictum Henricum filium Henrici sic factam, aut per quodcunque aliud factum ejusdem Henrici filii, in præjudicium et exhæredationem hæredum suorum de corpore suo exeuntium, secundum legem et consue-

Digitized by Google

or the clerk of the market of the household of us and our heirs, and in other the courts of us and our heirs, as before the justices in eyre, to hold common pleas and pleas of the forest, and before all other justices and ministers of us and our heirs whomsoever, as well in presence of us and our heirs as in absence of us and our heirs; which fines, amercements, ransoms, issues, year, day, waste, or estrepement, forfeitures, and murders, would have pertained to us or our heirs, if they had not been granted to the aforesaid Earl and his heirs aforesaid. So that the same Earl and his heirs aforesaid, by themselves or by their bailiffs and ministers, might levy, perceive, and have the fines, amercements, ransoms, issues, and forfeitures of such their men and tenants aforesaid, and all things which could pertain to us and our heirs of the year, day, and waste or estrepement, and murders aforesaid,—without let or hinderance of us or our heirs, or of our justices, escheators, sheriffs, coroners, or other our bailiffs or ministers whomsoever. Which said charter, after the death of the aforesaid Earl, Henry, son and heir of the same Earl (to whom all the lands and tenements which were of the same Earl did by hereditary right descend), for certain causes surrendered unto us to be cancelled, and therefore the charter is cancelled, as to us appears by inspection of the rolls of our chancery. We, taking into consideration that those things which had been so granted by us in fee-tail to the aforesaid Earl and the heirs of his body begotten, and whereof the aforesaid Earl by virtue of our grant aforesaid was seised in his demesne as of fee on the day of his death, could not by any surrender of the charter aforesaid to us so made by the aforesaid Henry the son of Henry, nor by any other act of the same Henry the son, in prejudice and

Surrender thereof by the son and heir of the grantee.

The grant in fee-tail could not legally be annulled.

Digitized by Google

tudinem regni nostri adnullari non posse, sed in suo robore permanere debere, ac volentes ea consideratione carissimo filio nostro Johanni nunc Duci Lancastriæ qui Blanchiam, filiam et hæredem prædicti Henrici filii Henrici postmodum Ducis Lancastriæ, duxit in uxorem, et eidem Blanchiæ, qui quidem Johannes et Blanchia omnia terras et tenementa, quæ fuerunt tam prædicti Henrici patris quam præfati Henrici filii jure hæreditario, ut in jure prædictæ Blanchiæ de corpore prædicti Henrici filii Henrici procreatæ, jam tenent, gratiam facere specialem, dictam concessionem nostram præfato Henrico Comiti, ut præmittitur, factam, præfatis Johanni nunc Duci Lancastriæ et Blanchiæ uxori ejus duximus innovandam, et concessimus et hac carta nostra confirmavimus, pro nobis et hæredibus nostris, eisdem Johanni Duci et Blanchiæ quod ipsi et hæredes sui de corporibus ipsorum Johannis et Blanchiæ procreati et omnes homines sui de terris et feodis quæ fuerunt prædicti Henrici patris dicto septimo die Maii imperpetuum sint quieti de pavagio, passagio, paagio, lastagio, stallagio, tallagio, cariagio, pesagio, piccagio, et terragio per totum regnum et potestatem nostram; et etiam quod iidem Dux et Blanchia et hæredes sui prædicti imperpetuum habeant retorna omnium brevium nostrorum et hæredum nostrorum, ac summonitionum de scaccario nostro et hæredum nostrorum, et attachiamenta tam de placitis coronæ quam de aliis quibuscunque in omnibus terris et feodis prædictis; ita quod nullus vicecomes vel alius ballivus seu minister noster vel hæredum nostrorum terras seu feoda illa ingrediatur ad executiones eorundem brevium et summonitionum, seu ad attachiamenta de placitis coronæ vel aliis prædictis aut aliquod aliud officium ibidem faciendum, nisi in defectum ipsorum Ducis et Blanchiæ et hæredum suorum prædictorum ac ballivorum et minis-

Digitized by Google

disherison of his heirs of his body issuing, be annulled according to the law and custom of our realm, but ought to remain in their full force, and being willing, with that consideration, to shew especial favor to our most dear son John now Duke of Lancaster (who took to wife Blanche, daughter and heir of the aforesaid Henry son of Henry, afterwards Duke of Lancaster), and to the same Blanche, which same John and Blanche now hold by hereditary right, as in right of the aforesaid Blanche, begotten of the body of the aforesaid Henry son of Henry, all the lands and tenements which were as well of the aforesaid Henry the father, as of the aforesaid Henry the son, have thought fit to renew our said grant, made as is premised to the aforesaid Earl Henry, unto the aforesaid John now Duke of Lancaster and Blanche his wife; and we have granted, and by this our charter have confirmed, for us and our heirs, to the same Duke John and Blanche, that they and their heirs of the bodies of the same John and Blanche begotten, and all their men of the lands and fees which were of the aforesaid Henry the father on the said seventh day of May, may be for ever quit of paviage, passage, payage, lastage, stallage, tallage, carriage, pesage, picage, and groundage throughout all our realm and dominion; and also that the same Duke and Blanche, and their heirs aforesaid for ever, may have the return of all writs of us and our heirs, and summons of the exchequer of us and our heirs, and the attachment as well of pleas of the crown as of other pleas whatsoever in all the lands and fees aforesaid; so that no sheriff, or other bailiff or minister of us or our heirs, may enter those lands or fees, to execute the same writs and summons, or to make attachment of the pleas of the crown or other pleas aforesaid, or to do any other office there, unless in default of the same Duke

Renewed in favor of John Duke of Lancaster, and Blanche his wife, daughter and heir of Henry the late Duke.

Acquittance of tolls, &c.

Return of writs and summons of the exchequer.

Attachment of pleas of the crown.

Digitized by Google

trorum suorum in terris et feodis suis prædictis. Et etiam quod habeant catalla hominum et tenentium suorum felonum et fugitivorum; ita quod si quis hominum vel tenentium suorum pro delicto suo vitam vel membrum debeat amittere vel fugerit et judicio stare noluerit vel aliud quodcumque delictum fecerit pro quo catalla sua debeat perdere, ubicunque justitia de eo fieri debeat sive in curia nostra vel hæredum nostrorum sive in alia curia, ipsa catalla sint ipsorum Ducis et Blanchiæ et hæredum suorum prædictorum, et quod liceat eis seu ministris suis sine impedimento nostri vel hæredum nostrorum vicecomitum aut aliorum ballivorum seu ministrorum nostrorum quorumcunque ponere se in seisinam de catallis prædictis et ea ad usum ipsorum Ducis et Blanchiæ et hæredum suorum prædictorum retinere. Et etiam quod habeant imperpetuum omnes fines pro transgressionibus et aliis delictis quibuscunque et etiam fines pro licentia concordandi, ac omnia amerciamenta redemptiones et exitus forisfactos, ac forisfacturas, annum diem et vastum et streppum, et omnia quæ ad nos et hæredes nostros pertinere poterunt de hujusmodi anno die et vasto et murdris de omnibus hominibus et tenentibus de dictis terris et feodis quæ fuerunt dicti Henrici patris dicto septimo die Maii, in quibuscunque curiis nostris et hæredum nostrorum homines et tenentes illos, tam coram nobis et hæredibus nostris, et in cancellaria nostra et hæredum nostrorum, ac coram thesaurario et baronibus nostris et hæredum nostrorum de scaccario, et coram justitiariis nostris et hæredum nostrorum de banco, ac coram senescallo et marescallis seu clerico mercati hospitii nostri et hæredum nostrorum, qui pro tempore fuerint, et aliis curiis nostris et hæredum nostrorum, quam coram justitiariis itinerantibus ad communia placita et ad placita forestæ et quibuscunque aliis jus-

Digitized by Google

and Blanche, and their heirs aforesaid, and their bailiffs and ministers in their lands and fees aforesaid. And also that they may have the chattels of their men and tenants being felons and fugitives; so that if any one of their men or tenants ought to lose life or limb for his offence, or should flee and be unwilling to stand his trial, or commit any other offence for the which he ought to lose his chattels, wheresoever justice should be had of him, whether in the court of us or our heirs, or in any other court, such chattels shall belong to the same Duke and Blanche, and their heirs aforesaid. And that it shall be lawful for them or their ministers, without hinderance of us or our heirs, or of our sheriffs, or other bailiffs or ministers whomsoever, to put themselves in seizin of the chattels aforesaid, and retain them to the use of the same Duke and Blanche, and their heirs aforesaid. And also that they may have for ever all fines for trespasses and other offences whatsoever, and also the fines for licence to agree, and all amercements, ransoms, and forfeited issues and forfeitures, year, day, and waste, and estrepement, and all things which can pertain to us and our heirs, of the like year, day, and waste, and murders, in respect of all the men and tenants of the said lands and fees, which were of the said Henry the father on the said seventh day of May, in any soever of the courts of us and our heirs, where such men and tenants shall happen to make fine, or be amerced, or forfeit issues, or such year, day, and waste, or forfeitures and murders, happen to be adjudged, as well before us and our heirs, and in the chancery of us and our heirs, and before the treasurer and barons of the exchequer of us and our heirs, and before the justices of the bench of us and our heirs, and before the steward and marshals, or the clerk of the market

Chattels of felons.

Fines and amercements, forfeited issues, forfeitures, &c.

Digitized by Google

titiariis et ministris nostris et hæredum nostrorum, tam in præsentia nostra et hæredum nostrorum quam in absentia nostra et hæredum nostrorum, fines facere vel amerciari, exitus forisfacere, annum diem et vastum seu forisfacturas et murdra adjudicari contigerit; quæ fines, amerciamenta, redemptiones, exitus, annus dies vastum sive streppum, forisfacturæ et murdra, ad nos vel hæredes nostros possent pertinere, si præfatis Duci et Blanchiæ et hæredibus suis prædictis concessa non fuissent. Ita quod iidem Dux et Blanchia et hæredes sui prædicti, per se vel per ballivos et ministros suos, fines, amerciamenta, redemptiones, exitus, et forisfacturas hujusmodi hominum et tenentium suorum prædictorum, et omnia quæ ad nos et hæredes nostros pertinere poterunt de anno die et vasto sive streppo et murdris prædictis, levare percipere et habere possint,—sine occasione vel impedimento nostri vel hæredum nostrorum, justitiariorum, escaetorum, vicecomitum, coronatorum, aut aliorum ballivorum seu ministrorum nostrorum quorumcunque. Quare volumus et firmiter præcipimus pro nobis et hæredibus nostris quod præfati Dux et Blanchia et hæredes sui prædicti imperpetuum habeant omnes libertates prædictas sicut prædictum est, et eis et earum qualibet decætero plene gaudeant et utantur, redditione seu cancellatione cartæ prædictæ non obstante. Ita quod si prædicti Dux et Blanchia sine hærede de corporibus suis exeunte obierint, tunc omnes et singulæ libertates prædictæ, post mortem ipsorum Ducis et Blanchiæ ad nos et hæredes nostros integre revertantur. Hiis testibus, venerabilibus patribus, Simone Eliensi Cancellario, Johanne Bathoniensi et Wellensi Thesaurario, nostris, Episcopis, Leonello Duce Clarenciæ filio nostro carissimo, Humfrido de Bohun Herefordiæ, Ricardo Arundelliæ, Comitibus, Edwardo le Despenser Domino de

Digitized by Google

of the household of us and our heirs for the time being, and in other the courts of us and our heirs, as before the justices in eyre, to hold common pleas and pleas of the forest, and before all other justices and ministers of us and our heirs whomsoever, as well in presence of us and our heirs as in absence of us and our heirs; which fines, amercements, ransoms, issues, year, day, waste, or estrepement, forfeitures, and murders, would pertain to us or our heirs, if they had not been granted to the aforesaid Duke and Blanche, and their heirs aforesaid. So that the same Duke and Blanche, and their heirs aforesaid, by themselves or by their bailiffs and ministers, may levy, perceive, and have the fines, amercements, ransoms, issues, and forfeitures of such their men and tenants aforesaid, and all things which can pertain to us and our heirs of the year, day, and waste, or estrepement and murders aforesaid,—without let or hinderance of us or our heirs, or of our justices, escheators, sheriffs, coroners, or other our bailiffs or ministers whomsoever. Wherefore we will and strictly command for us and our heirs, that the aforesaid Duke and Blanche, and their heirs aforesaid, shall have all the liberties aforesaid for ever, as is aforesaid, and shall henceforth fully enjoy and use them and every of them, notwithstanding the surrender or cancelling of the charter aforesaid. So that if the aforesaid Duke and Blanche shall die without heir of their bodies issuing, then all and every the liberties aforesaid, after the death of the same Duke and Blanche, shall entirely revert to us and our heirs. These being witnesses, the venerable fathers, Simon Bishop of Ely, our Chancellor; John Bishop of Bath and Wells, our Treasurer; our most dear son Lionel Duke of Clarence; Humphrey de Bohun, Earl of Hereford; Richard Earl of Arundel; Edward le De-

Digitized by Google

Glamorgan et Morgannowe, Guidone de Bryan, Johanne atte Lee Senescallo hospitii nostri, et aliis. Data per manum nostram apud Westmonasterium quartodecimo die Julii, anno regni nostri tricesimo octavo. NOS autem cartam supradictam ac omnes donationes concessiones et omnia alia in eadem contenta pro nobis et hæredibus nostris tenore præsentium ratificamus et confirmamus, juxta tenorem et effectum cartæ supradictæ. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Westmonasterium quintodecimo die Septembris anno regni nostri primo.

INSPEXIMUS insuper quandam aliam cartam nostram factam in hæc verba:

RICARDUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ omnibus ad quos præsentes literæ pervenerint salutem. Inspeximus quandam cartam indentatam nuper factam inter carissimum dominum et avum nostrum Dominum Edwardum Regem Angliæ defunctum et carissimum filium suum Johannem Regem Castellæ et Legionis Ducem Lancastriæ, avunculum nostrum, et sub magno sigillo prædicti avi nostri sigillatam, in hæc verba: *HÆC* carta indentata facta inter magnificum principem Dominum Edwardum Regem Angliæ et Franciæ et carissimum filium suum Johannem Regem Castellæ et Legionis et Ducem Lancastriæ illustrem testatur quod cum idem Dominus Rex Angliæ præfatum Johannem nunc Regem Castellæ in Comitem Richemondiæ præfecerit, et comitatum Richemondiæ ac honorem castra maneria terras tenementa et omnia alia loca ad dictum comitatum pertinentia quæ Johannes nuper Dux Britanniæ et Comes loci prædicti habuit ibidem, præfato Johanni Regi Castellæ per nomen Comitis Richemondiæ, habenda et tenenda sibi et hæredibus de corpore suo exeuntibus dederit et concesserit

Digitized by Google

spenser, Lord of Glamorgan and Morgannowe; Guy de Brian; John atte Lee, Steward of our household, and others. Given under our hand at Westminster, on the fourteenth day of July, in the thirty-eighth year of our reign. AND we the charter abovesaid, and all the donations, grants, and all other things therein contained, do for us and our heirs, by the tenor of these presents, ratify and confirm according to the tenor and effect of the charter abovesaid. In witness whereof we have caused these our letters to be made patent. Witness ourself at Westminster, on the fifteenth day of September, in the first year of our reign.

WE have inspected, moreover, a certain other charter of ours made in these words:

15th Sept. 1 Ric. 2. A.D. 1377.

RICHARD, by the grace of God, King of England and France, and Lord of Ireland, to all to whom the present letters shall come, greeting. We have inspected a certain Charter indented, lately made between our most dear Lord and grandfather, Lord Edward late King of England, deceased, and his most dear son John King of Castille and Leon, Duke of Lancaster, our uncle, and sealed under the great seal of our aforesaid grandfather, in these words:

25th June, 46 Edw. 3. A.D. 1372.

THIS Charter indented, made between the high and mighty prince, Lord Edward King of England and France, and his most dear son John, the illustrious King of Castille and Leon and Duke of Lancaster, witnesseth, that, whereas the same Lord the King of England did advance the aforesaid John, now King of Castille, to be Earl of Richmond, and by his charter did give and grant unto the aforesaid John King of Castille, by the name of Earl of Richmond, the earldom of Richmond, and the honor, castles, manors, lands, tenements, and all other places to the said earldom pertaining, which John late Duke of Brit-

Estates given to the Duke of Lancaster in exchange for the earldom of Richmond.

Digitized by Google

per cartam suam, prout in carta prædicta plane liquet: Jamque dictus Johannes Rex Castellæ, cum prælatis proceribus comitibus magnatibus nobilibus et sapientibus de concilio regio existentibus præhabitis super hoc diversis tractatibus, perpendens et advertens quod si comitatus honor castra maneria terræ tenementa et loca prædicta in se et solium regium, a quo prius exiverant, transferentur, in ipsius Regis Angliæ et totius regni Angliæ commodum tenderet, quietem pariter et honorem. Et propterea dictus Johannes Rex Castellæ, sicut gratus filius, patris sui beneplacita, honorem et commodum regni Angliæ, suis propriis utilitatibus anteponens, pura et spontanea voluntate sua, causis et occasionibus antedictis, specialiter acquievit et concessit quod comitatus honor castra maneria terræ tenementa et loca prædicta, necnon feoda militum ad eadem comitatum honorem castra maneria terras tenementa et loca prædicta pertinentia, et similiter advocationes eisdem spectantes simul cum membris hamelettis pratis pascuis pasturis piscariis moris mariscis turbariis chaciis parcis boscis warennis hundredis wapentachiis feriis mercatis libertatibus liberis consuetudinibus escaetis et omnibus aliis ad prædicta comitatum honorem castra maneria terras tenementa et loca prædicta qualitercumque et ubicumque spectantibus sive pertinentibus, præfato patri suo traderentur; unde prædictus Dominus Rex Angliæ gratitudinem prædictam multis attollens laudibus, et volens proinde præfato Johanni Regi Castellæ, et in status sui supportationem majorem, retributionem sibi facere competentem, castrum manerium et honorem de Tickhull, castrum et manerium de Alto Pecco, cum feodis militum eisdem castris maneriis et honori pertinentibus sive spectantibus, et omnia feoda quæ dictus Dominus Rex Angliæ habuit ex dono et concessione Roberti de Lisle militis (feodis quæ in

Digitized by Google

tany and Earl of the aforesaid place had there, to have and hold to him and the heirs of his body issuing, as in the charter aforesaid plainly doth appear: And now the said John King of Castille, divers treaties hereupon being had with the prelates, peers, earls, grandees, nobles, and sages of the royal council, well weighing and considering, that, if the earldom, honor, castles, manors, lands, tenements, and places aforesaid were to be transferred to him and the royal throne, whence they had first issued, it would tend not less to the advantage of the said King of England, and the whole realm of England, than to the quiet and honor of the same. And for that the said John King of Castille, like a grateful son, preferring his father's pleasure, and the honor and convenience of the kingdom of England, to his own private advantage, of his own pure will and free accord, for the causes and reasons aforesaid, hath especially acquiesced and granted that the earldom, honor, castles, manors, lands, tenements, and places aforesaid, and also the knights' fees pertaining to the same earldom, honor, castles, manors, lands, tenements, and places aforesaid, and in like manner the advowsons belonging to the same, together with the members, hamlets, meadows, feedings, pastures, fisheries, moors, marshes, turbaries, chases, parks, woods, warrens, hundreds, wapentakes, fairs, markets, liberties, free customs, escheats, and all other things to the aforesaid earldom, honor, castles, manors, lands, tenements, and places aforesaid howsoever and wheresoever belonging or pertaining, shall be given up to his aforesaid father; whereupon the aforesaid Lord the King of England, extolling with many praises the gratitude aforesaid, and being willing therefore to make competent retribution to him the aforesaid John King of Castille, and for the

Digitized by Google

manu ipsius Domini Regis Angliæ sunt extincta dumtaxat exceptis) necnon advocationes ecclesiarum de Steyndrop et Braunspath in episcopatu Dunolmensi, et liberarum capellarum de Tickhull et de Alto Pecco, ac ecclesiæ de Marsfeld, liberæ capellæ ibidem, liberæ capellæ infra castrum de Pevenese, prioratus de Wilmingdon, qui est cella abbatiæ Sanctæ Mariæ de Greston in Normannia, et prioratus de Withiham, qui est cella abbatiæ Sancti Martini de Meremest Turon', et domus Sancti Roberti de Knaresburgh; castrum manerium et honorem de Knaresburgh cum pertinentiis, et hundredum sive wapentachium de Staynclif, cum pertinentiis in comitatu Eboraci, maneria de Grynglay et Whetelay, cum pertinentiis in comitatu Notinghamiæ, maneria de Wyghton, Ailesham, Fakenhamdam, et Snetesham; necnon hundreda de Northgrenehowe, Northerpingham, Sutherpingham, et Smethedon, cum pertinentiis in comitatibus Norfolciæ et Suffolciæ, maneria de Glatton et Holm, cum pertinentiis in comitatu Huntingdoniæ, manerium de Saham, cum pertinentiis in comitatu Cantabrigiæ, castrum et leucatam de Pevenese ac maneria de Wilyndon et Marsfeld, necnon ballivam de Endelenewyk, cum pertinentiis in comitatu Sussexiæ, et liberam chaciam de Alto Pecco, quam dictus Dominus Rex Angliæ tenuit in manu sua ut forestam, tenendam ut liberam chaciam, ac liberam chaciam de Asshedon, cum juribus et libertatibus liberis chaciis pertinentibus; et annuam firmam ducentarum marcarum quam abbas et conventus beatæ Mariæ Eborum eidem Domino Regi Angliæ et hæredibus suis pro manerio de Whitegift solvere tenentur, percipiendam per manus dictorum abbatis et conventus et successorum suorum, dedit et concessit pro se et hæredibus suis præfato Johanni Regi Castellæ, habenda sibi et hæredibus de corpore suo exeuntibus una

Digitized by Google

better support of his station, hath given and granted for himself and his heirs unto the aforesaid John King of Castille the castle, manor, and honor of Tickhill, the castle and manor of the High Peak, with the knights' fees to the same castles, manors, and honor pertaining or belonging, and all the fees which the said Lord the King of England had by the gift and grant of Sir Robert de Lisle, knight, (excepting only those fees which are extinct in the hands of the said Lord the King of England,) and also the advowsons of the churches of Staindrop and Brancepeth in the bishopric of Durham, and of the free chapels of Tickhill and High Peak, and of the church of Maresfield and free chapel there, of the free chapel within Pevensey castle, of the priory of Wilmingdon, which is a cell of the abbey of St. Mary de Greston in Normandy, and of the priory of Withiham, which is a cell of the abbey of St. Martin de Meremest in Tourain, and of the house of St. Robert of Knaresboro';—the castle, manor, and honor of Knaresboro', with appurtenances; and the hundred or wapentake of Staincliff, with appurtenances, in the county of York; — the manors of Gringley and Wheatley, with appurtenances, in the county of Nottingham;—the manors of Wighton, Aylsham, Fakenham, and Snettisham, and also the hundreds of North Greenhoe, North Erpingham, South Erpingham, and Smithdon, with appurtenances, in the counties of Norfolk and Suffolk;— the manors of Glatton and Holm, with appurtenances, in the county of Huntingdon;— the manor of Soham, with appurtenances, in the county of Cambridge; —the castle and *leucata* of Pevensey, and the manors of Willingdon and Maresfield, and also the bailiwick of Endelenewick, with appurtenances, in the county of Sussex; —and the free chase of the High Peak, which the said

Digitized by Google

cum membris hamelettis pratis pascuis pasturis piscariis moris mariscis turbariis chaciis parcis boscis warennis hundredis wapentachiis feriis mercatis libertatibus liberis consuetudinibus escaetis et omnibus aliis ad prædicta castra maneria honores hundreda leucatam ballivam et chacias qualitercunque et ubicunque spectantibus sive pertinentibus de præfato Domino Rege Angliæ et hæredibus suis per servitia inde debita et consueta imperpetuum in escambium pro dictis comitatu Richemondiæ honore castris maneriis terris tenementis locis feodis et advocationibus prædictis, quæ idem Johannes Rex Castellæ per hanc cartam indentatam dedit concessit et sursum reddidit eidem Domino Regi Angliæ et hæredibus suis imperpetuum in escambium pro castris maneriis honoribus hundredis leucata balliva chaciis firma feodis et advocationibus prædictis, sibi per ipsum Dominum Regem Angliæ, ut prædicitur, datis et concessis, sub ea quæ sequitur conditione, quod si hæredes dicti Johannis Regis Castellæ recuperaverint per judicium inde rite redditum, comitatum Richemondiæ, honorem castra maneria terras tenementa loca feoda et advocationes prædicta aut aliquam parcellam eorundem, virtute doni talliæ supradicti, et possessionem inde habuerint, recuperationem illam affirmando, liceat eidem Domino Regi Angliæ et hæredibus suis castra maneria honores hundreda leucatam ballivam chacias firmam feoda et advocationes prædicta, præfato Johanni Regi Castellæ sic in escambium prædictum data et concessa, reintrare et tenere imperpetuum. Et si contingat prædicta castra maneria honores hundreda leucatam ballivam chacias firmam feoda et advocationes aut aliquam parcellam eorumdem præfato Johanni Regi Castellæ in escambium prædictum sic data et concessa ab eodem Johanne Rege Castellæ seu hæredibus suis prædic-

Digitized by Google

Lord the King of England held in his hands as a forest, to hold as a free chase;—and the free chase of Ashdown, with the rights and liberties to free chases pertaining;—and the yearly farm of 200 marks which the abbot and convent of St. Mary's at York are held to pay to the same Lord the King of England and his heirs for the manor of Whitegift, to be perceived by the hands of the said abbot and convent, and their successors:—To have to him and the heirs of his body issuing, together with the members, hamlets, meadows, feedings, pastures, fisheries, moors, marshes, turbaries, chases, parks, woods, warrens, hundreds, wapentakes, fairs, markets, liberties, free customs, escheats, and all other things to the aforesaid castles, manors, honors, hundreds, *leucata*, bailiwick, and chases howsoever and wheresoever belonging or pertaining, of the aforesaid Lord the King of England and his heirs, by the services therefore due and accustomed for ever, in exchange for the said earldom of Richmond, and the honor, castles, manors, lands, tenements, places, fees and advowsons aforesaid, which the same John King of Castille by this charter indented hath given, granted, and surrendered to the same Lord the King of England and his heirs for ever in exchange for the castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees, and advowsons aforesaid, given and granted to him by the same Lord the King of England as is aforesaid,—under the condition hereafter following,—that if the heirs of the said John King of Castille shall recover by judgment thereupon rightfully given the earldom of Richmond, honor, castles, manors, lands, tenements, places, fees, and advowsons aforesaid, or any parcel thereof, by virtue of the aforesaid gift in tail, and thereof have possession, affirming that recovery, it may be lawful for the same Lord the King of England and his

Digitized by Google

tis recuperari, dictus Dominus Rex Angliæ et hæredes sui debitam recompensationem præfato Johanni Regi Castellæ et hæredibus suis prædictis, de valore, sine difficultate qualibet facere teneantur. Dumtamen idem Johannes Rex Castellæ et hæredes sui prædicti a dicto Domino Rege Angliæ aut hæredibus suis auxilium petant, et debitam diligentiam apponant circa salvationem de eo quod versus eos peti contingat. Et etiam si comitatum Richemondiæ honorem castra maneria terras tenementa loca feoda et advocationes prædicta aut aliquam parcellam eorumdem extra manus dicti Domini Regis Angliæ seu hæredum suorum in feodo simplici aut talliato poni contingat, et imposterum ad manus ejusdem Domini Regis Angliæ vel hæredum suorum, ex justa causa, in feodo devenerint, tam idem Dominus Rex Angliæ et hæredes sui castra maneria honores hundreda leucatam ballivam chacias firmam feoda et advocationes prædicta præfato Johanni Regi Castellæ et hæredibus de corpore suo exeuntibus sic data et concessa, quam præfatus Johannes Rex Castellæ et hæredes sui prædicti dictum comitatum Richemondiæ ac honorem castra maneria terras tenementa loca feoda et advocationes prædicta dicto Domino Regi Angliæ et hæredibus suis in escambium prædictum ut præmittitur data et concessa, pro integro seu pro rata rehabeant hinc et inde, et restitutio exinde fiat, tenenda prout prius. Et idem Dominus Rex Angliæ et hæredes sui castra maneria honores hundreda leucatam ballivam chacias firmam feoda et advocationes prædicta, præfato Johanni Regi Castellæ et hæredibus de corpore suo exeuntibus per ipsum Dominum Regem Angliæ data et concessa, præfato Johanni Regi Castellæ et hæredibus suis prædictis warantizabunt et imperpetuum defendent, juxta vim et effectum escambii et conditionum prædictorum. Et similiter idem Johannes

Digitized by Google

heirs to re-enter and hold for ever the castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees, and advowsons aforesaid so given and granted to the aforesaid John King of Castille in exchange as aforesaid. And if it happen that the aforesaid castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees and advowsons, or any parcel thereof, so given and granted to the aforesaid John King of Castille in exchange as aforesaid, be recovered from the same John King of Castille or his heirs aforesaid, the said Lord the King of England and his heirs shall be held to make due compensation of the value to the aforesaid John King of Castille and his heirs aforesaid without any difficulty. So however, that the same John King of Castille and his heirs aforesaid pray aid of the said Lord the King of England or his heirs, and apply due diligence about the salvation of that which may happen to be sued against them. And also if it happen that the earldom of Richmond, honor, castles, manors, lands, tenements, places, fees, and advowsons aforesaid, or any parcel thereof, be put out of the hands of the said Lord the King of England or his heirs in fee simple or tail, and thereafter shall come by just cause into the hands of the same Lord the King of England or his heirs in fee, as well the same Lord the King of England and his heirs, the castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees, and advowsons aforesaid so given and granted to the aforesaid John King of Castille and the heirs of his body issuing, as the aforesaid John King of Castille and his heirs aforesaid, the said earldom of Richmond, and the honor, castles, manors, lands, tenements, places, fees, and advowsons aforesaid given and granted to the said Lord the King of England and his heirs in exchange aforesaid, as is premised, may

Digitized by Google

Rex Castellæ et hæredes sui prædictum comitatum Richemondiæ, simul cum honore castris maneriis terris tenementis locis feodis et advocationibus prædictis, prædicto Domino Regi Angliæ et hæredibus suis contra omnes warantizabunt et imperpetuum defendent, juxta vim et effectum escambii et conditionum prædictorum. In cujus rei testimonium prædictæ cartæ indentatæ tam sigillum dicti Domini Regis Angliæ quam sigillum dicti Johannis Regis Castellæ alternatim sunt appensa. Hiis testibus, venerabilibus patribus Willielmo Archiepiscopo Cantuariensi totius Angliæ Primate, Simone Londinensi et Willielmo Wintoniensi, Episcopis, Edmundo filio dicti Regis Angliæ carissimo Cantabrigiæ, Ricardo Arundelliæ, Humfrido de Bohun Herefordiæ et Willielmo de Monte Acuto Sarum, Comitibus, Henrico de Percy, Roberto de Thorp Cancellario, Ricardo de Scrop Thesaurario, Willielmo Latymer Camerario, Johanne de Neville Senescallo hospitii prædicti Domini Regis Angliæ, Johanne Knyvet, Willielmo de Fynchedene, Johanne Moubray, Thoma de Ingelby, Willielmo de Wychyngham, Rogero de Meres et Johanne de Cavendissh, ejusdem Domini Regis Angliæ justitiariis, et aliis. Data apud Westmonasterium vicesimo quinto die Junii, anno regni dicti Domini Regis Angliæ, Angliæ quadragesimo sexto, regni vero sui Franciæ tricesimo tertio. INSPEXIMUS etiam quandam aliam cartam præfati avi nostri nuper factam prædicto avunculo nostro in hæc verba: *EDWARDUS*, Dei gratia Rex Angliæ et Franciæ, et Dominus Hiberniæ, archiepiscopis, episcopis, abbatibus, prioribus, ducibus, comitibus, baronibus, militibus, justitiariis, vicecomitibus, præpositis, ballivis, ministris, et aliis fidelibus suis, salutem. Sciatis quod cum nuper per cartam nostram indentatam dederimus et concesserimus pro nobis et hæredibus nostris quantum in nobis fuit carissimo filio

Digitized by Google

have back on either side entirely or proportionately, and restitution thereupon be made, to hold as before. And the same Lord the King of England and his heirs, the castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees and advowsons aforesaid given and granted by the same Lord the King of England to the aforesaid John King of Castille and the heirs of his body issuing, will warrant and for ever defend to the aforesaid John King of Castille and his heirs aforesaid, according to the force and effect of the exchange and conditions aforesaid. And in like manner the same John King of Castille and his heirs, the aforesaid earldom of Richmond, together with the honor, castles, manors, lands, tenements, places, fees, and advowsons aforesaid, against all men will warrant and for ever defend to the aforesaid Lord the King of England and his heirs, according to the force and effect of the exchange and conditions aforesaid. In witness whereof, as well the seal of the said Lord the King of England, as the seal of the said John King of Castille, alternately are set to the aforesaid charter indented. These being witnesses, the venerable fathers, William Archbishop of Canterbury, Primate of all England; Simon Bishop of London, and William Bishop of Winchester; Edmund Earl of Cambridge, the most dear son of the said King of England; Richard Earl of Arundel; Humphrey de Bohun, Earl of Hereford, and William de Montacute, Earl of Salisbury; Henry de Percy; Robert de Thorp, Chancellor; Richard de Scroope, Treasurer; William Latymer, Chamberlain; John de Neville, Steward of the household of the aforesaid Lord the King of England; John Knyvet, William de Fynchedene, John Moubray, Thomas de Ingelby, William de Wychyngham, Roger de Meres, and John de Cavendissh, Justices of the same

Digitized by Google

nostro Johanni Regi Castellæ et Legionis, Duci Lancastriæ, castrum manerium et honorem de Tickhull, ac alia terras et tenementa in dicta carta nostra specificata cum pertinentiis; habenda sibi et hæredibus de corpore suo exeuntibus in escambium pro comitatu Richemondiæ, ac honore castris maneriis terris tenementis et omnibus aliis locis ad dictum comitatum pertinentibus nobis et hæredibus nostris per præfatum filium nostrum datis concessis et sursum redditis, prout in carta nostra prædicta plenius continetur; ac jam præfatus filius noster nobis supplicaverit ut cum villa de Grenstede quæ ut parcella manerii de Marsfeld, villa de Seford quæ ut parcella castri et leucatæ de Pevensey, et villa de Laghton in Morthyng quæ ut parcella castri et honoris de Tickhull, sibi in certum valorem in escambium prædictum (nulla speciali mentione facta de villis illis in dicta carta nostra) liberata fuerunt, tria grossa per se separatim et non pertinentia ad manerium de Marsfeld castrum et leucatam de Pevensey et castrum et honorem de Tickhull prædicta existant, nec aliquo tempore fuerint, sicut jam sibi datur intelligi, velimus ne ipse aut hæredes sui prædicti super occupatione dictarum villarum de Grenstede, Seford, et Laghton, ob defectum specialis nominationis earumdem in concessione nostra prædicta impetantur infuturum, dictas villas de Grenstede, Seford, et Laghton, nominatim sibi concedere, habendas et tenendas una cum dictis castro manerio et honore de Tickhull, ac aliis terris et tenementis sibi in dictum escambium datis, et etiam cum libertatibus quietantiis et immunitatibus quas Philippa nuper Regina Angliæ, tunc consors nostra, quæ dicta castrum manerium et honorem de Tickhull et alia terras et tenementa, eidem filio nostro per nos sic data, tenuit, in vita sua habuit ex concessione nostra in eisdem, in recompensationem libertatum quietan-

Digitized by Google

Lord the King of England, and others. Given at Westminster on the twenty-fifth day of June, in the forty-sixth year of the reign of the said Lord the King of England, and the thirty-third of his reign of France. WE have inspected also a certain other Charter of our aforesaid grandfather lately made to our aforesaid uncle, in these words: *EDWARD*, by the grace of God, King of England and France, and Lord of Ireland, to his archbishops, bishops, abbots, priors, dukes, earls, barons, knights, justices, sheriffs, reeves, bailiffs, ministers, and other his faithful people, greeting. Know ye, that whereas we did lately by our charter indented give and grant for us and our heirs, as far as did in us lie, to our most dear son John King of Castille and Leon and Duke of Lancaster the castle manor and honor of Tickhill and other lands and tenements in our said charter specified, with appurtenances, to have to him and the heirs of his body issuing, in exchange for the earldom of Richmond and the honor castles manors lands tenements and all other places to the said earldom pertaining, given granted and surrendered to us and our heirs by our aforesaid son, as in our charter aforesaid more fully is contained; and now our aforesaid son hath besought us, that, whereas the town of Grinstead, which as parcel of the manor of Maresfield, the town of Seaford, which as parcel of the castle and *leucata* of Pevensey, and the town of Laughton-in-le-Morthen, which as parcel of the castle and honor of Tickhill, were delivered to him at a certain valuation in the exchange aforesaid, (no special mention being made of those towns in our said charter,) be three towns in gross severally of themselves, and be not nor were at any time pertaining to the aforesaid manor of Maresfield, castle and *leucata* of Pevensey, and castle and honor of Tickhill, as now he is given to understand, lest he or his heirs afore-

4th June, 51 Edw. 3. A.D. 1377.

Recital that certain estates had been given in exchange for the earldom of Richmond,

and the Duke had petitioned that certain towns, which, though not specially mentioned in Charter, were included in valuation,

Digitized by Google

tiarum et immunitatum quas idem filius noster in dicto comitatu Richemondiæ et honore castris maneriis terris tenementis et aliis locis ad dictum comitatum pertinentibus habuit, dum ea tenuit, ante escambium supradictum. Nos escambium illud in qualibet parte ejusdem observare, et tam quieti dicti filii nostri et hæredum suorum prædictorum in hac parte prospicere, quam dicta tenementa eidem filio nostro ut præmittitur data et concessa ac dictas villas de Grenstede, Seford, et Laghton, quas virtute dictæ concessionis nostræ sic tenet, libertatibus quietantiis et immunitatibus, per præfatam consortem nostram habitis ut præmittitur in eisdem, muniri et exornari, in recompensationem libertatum quietantiarum et immunitatum per prædictum filium nostrum in dicto comitatu Richemondiæ et pertinentiis suis prædictis nuper habitarum, et præcipue ob specialem affectionem quam ad personam ejusdem filii nostri, suis meritis magnificis laudabiliter exigentibus, gerimus et habemus, concessimus eidem filio nostro pro nobis et hæredibus nostris quod ipse dictas villas de Grenstede, Seford, et Laghton cum pertinentiis suis universis, etiam licet grossa sint per se, an ut prædictum est pertinentia ad dictum manerium de Marsfeld, castrum et leucatam de Pevensey et castrum et honorem de Tickhull, habeat et retineat, unacum dictis castro manerio et honore de Tickhull et aliis terris et tenementis prædictis sibi per nos, ut præmittitur, datis, ac libertatibus quietantiis et immunitatibus subscriptis (quas præfatæ Reginæ in dictis terris et tenementis quæ ipsa sic tenuit ad vitam suam, concessimus, habendas, sicut per inspectionem rotulorum cancellariæ nostræ nobis constat), habendis utendis et gaudendis in dictis castro manerio et honore de Tickhull, ac aliis castris maneriis honoribus hundredis, et villis de Grenstede, Seford, et Laghton, ac

Digitized by Google

said should in future be impeached in the occupation of the said towns of Grinstead, Seaford, and Laughton for the want of special naming of the same in our grant aforesaid, we would be pleased to grant the said towns of Grinstead, Seaford, and Laughton to him by name, to have and to hold together with the said castle manor and honor of Tickhill and the other lands and tenements given to him in the said exchange, and also with the liberties acquittances and immunities which Philippa, late Queen of England, then our consort, (who held the said castle, manor, and honor of Tickhill, and the other lands and tenements so given by us to our same son,) in her lifetime had in the same by our grant, in compensation for the liberties acquittances and immunities which our same son had in the said earldom of Richmond, and in the honor castles manors lands tenements and other places to the said earldom pertaining, whilst he held them before the exchange above said. We, to observe the said exchange in every part thereof, and to look as well to the quiet of our said son and his heirs aforesaid in this behalf, as that the said tenements given and granted to our same son as is premised, and the said towns of Grinstead, Seaford, and Laughton, which by virtue of our said grant he so holds, be adorned and armed with the liberties acquittances and immunities had in the same by our aforesaid consort as is premised, in compensation for the liberties acquittances and immunities lately had by our aforesaid son in the said earldom of Richmond and its appurtenances aforesaid, and chiefly on account of the special affection which we have and bear for the person of our same son, his high merits full worthily requiring it, have granted to our same son, for us and our heirs, that he the said towns of Grinstead, Seaford, and Laughton, with all their appurtenances, albeit even they

might by name be granted to him,

together with liberties, &c. enjoyed by Queen Philippa, the former tenant for life of said estates.

Considerations of present grant, to quiet possession, compensate for liberties enjoyed by the Duke in earldom of Richmond,

and the merits of grantee.

The Duke may retain the towns of Grinstead, Seaford, and Laughton,

Digitized by Google

aliis terris tenementis et locis quibuscumque dicto filio nostro, ut est dictum, per nos datis et in dicta carta nostra plenius specificatis, et qualibet parte eorumdem eidem filio nostro et dictis hæredibus de corpore suo, ut prædictum est, procreatis, in escambium supradictum, sub modo et forma in eadem carta nostra contentis imperpetuum, videlicet, cum feodis militum, advocationibus domorum religiosarum hospitalium ecclesiarum et capellarum, wardis maritagiis et escaetis de omnibus tenentibus de honoribus maneriis terris tenementis et aliis locis prædictis præfato filio nostro per nos sic datis, simul cum chaciis parcis boscis warennis feriis mercatis aquis viis piscariis communis assartis vastis et purpresturis, ac etiam arrentationibus et redditibus quorumcumque assartorum vastorum et purpresturarum tam temporibus progenitorum nostrorum quondam Regum Angliæ quam nostro in chaciis et aliis locis prædictis arrentatorum et exnunc arrentandorum, una cum finibus pro ingressu hujusmodi assartorum vastorum et purpresturarum sic arrentandorum, et cum curiis, visibus franci plegii, hundredis, wapentachiis, wrek, wayf' et stray', libertatibus regalibus, et liberis consuetudinibus, et omnibus aliis ad eadem castra honores maneria hundreda et alia terras tenementa et loca qualitercumque et ubicumque spectantibus. Concessimus etiam pro nobis et hæredibus nostris eidem filio nostro quod ipse et dicti hæredes sui habeant omnes fines redemptiones et amerciamenta omnium hominum et tenentium suorum de et in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis sibi per nos sic datis, et eorum feodis, ac etiam in omnibus villis hundredis et aliis locis unde annuæ firmæ et redditus sibi inter cætera terras et tenementa prædicta per nos concessi proveniunt; necnon exitus forisfactos, et omnia quæ ad nos et hæredes

Digitized by Google

be towns in gross of themselves, or whether as aforesaid they be pertaining to the said manor of Maresfield, castle and *leucata* of Pevensey, and castle and honor of Tickhill, may have and retain together with the said castle manor and honor of Tickhill and the other lands and tenements aforesaid by us given to him as is premised, and with the liberties acquittances and immunities underwritten, (which we granted to the aforesaid Queen to have in the said lands and tenements by her so held for her life, as is evident to us by the inspection of the rolls of our chancery,) to have, use, and enjoy in the said castle manor and honor of Tickhill, and the other castles manors honors hundreds, and the towns of Grinstead, Seaford, and Laughton, and the other lands tenements and places whatsoever, given by us as has been said to our said son, and in our said charter more fully specified, and in every part thereof,—to our same son and the said heirs of his body begotten as is aforesaid, in exchange as abovesaid under the manner and form contained in our same charter for ever, that is to say, with knights' fees, advowsons of religious houses, hospitals, churches and chapels, wardships, marriages, and escheats of all the tenants of the honors, manors, lands, tenements and other places aforesaid by us so given to our aforesaid son, together with chases, parks, woods, warrens, fairs, markets, waters, ways, fisheries, commons, assarts, wastes, and purprestures, and also with the arrentations and rents of all manner of assarts, wastes, and purprestures arrented in the chases and other places aforesaid, as well in our time as in the times of our progenitors formerly Kings of England, and hereafter to be arrented, together with the fines for ingress of the like assarts, wastes, and purprestures so to be arrented, and with courts, views of

with the other estates given to him in exchange,

and enjoy certain liberties, &c. therein.

Knights' fees, advowsons, escheats, &c.

Chases, parks, &c.

Digitized by Google

nostros pertinere poterunt de anno die et vasto, forisfacturis et murdris, in quibuscumque curiis nostris et hæredum nostrorum homines et tenentes illos (tam coram nobis et hæredibus nostris et in cancellaria nostra et hæredum nostrorum, ac coram thesaurario et baronibus nostris et hæredum nostrorum de scaccario, quam coram justitiariis nostris et hæredum nostrorum itinerantibus ad communia placita et ad placita forestæ, ac etiam coram justitiariis nostris et hæredum nostrorum de banco, et coram senescallo et marescallo ac coronatore hospitii nostri et hæredum nostrorum et clerico de mercato, ac coram aliis justitiariis et ministris nostris et hæredum nostrorum quibuscumque) fines seu redemptiones facere vel amerciari, aut hujusmodi exitus murdra seu forisfacturas annum diem et vastum adjudicari, contigerit, adeo plene et integre sicut nos ea haberemus si prædicta castra honores maneria hundreda villas terras tenementa et alia loca prædicta, eidem filio nostro sic data, in manu nostra retinuissemus. Ita quod ipse et dicti hæredes sui per manus ballivorum et ministrorum suorum fines redemptiones et amerciamenta hominum et tenentium prædictorum exitus forisfactos, et omnia quæ ad nos et hæredes nostros pertinere poterunt de anno die vasto, forisfacturis et murdris, de et in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis per nos sic datis ac eorum feodis, quæ coram prædictis justitiariis itinerantibus ad communia placita et ad placita forestæ, ac coram dictis senescallo et marescallo coronatore seu clerico fieri et adjudicari contigerit, per extractas eorumdem justitiariorum itinerantium in itineribus suis et senescalli et marescalli et coronatoris ac clerici in sessionibus suis eisdem ballivis et ministris inde liberandas, necnon fines redemptiones et amerciamenta hominum et tenentium præ-

Digitized by Google

frankpledge, hundreds, wapentakes, wreck, waif and stray, royal liberties and free customs, and all other things to the same castles, honors, manors, hundreds, and other lands, tenements, and places howsoever and wheresoever belonging. We have also granted for us and our heirs to our same son, that he and his said heirs may have all fines, ransoms, and amercements of all their men and tenants of and in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid so given to him by us, and in their fees, and also in all the towns, hundreds, and other places whence the annual farms and rents by us granted to him among the other lands and tenements aforesaid do proceed; and also forfeited issues, and all things which can pertain to us and our heirs of year, day, and waste, forfeitures and murders, in any soever of the courts of us and our heirs, where such men and tenants shall happen to make fine or ransom or be amerced, or such issues, murders, forfeitures, year, day, and waste happen to be adjudged, as well before us and our heirs, and in the chancery of us and our heirs, and before the treasurer and barons of the exchequer of us and our heirs, as before the justices of us and our heirs in eyre to hold common pleas and pleas of the forest, and also before the justices of the bench of us and our heirs, and before the steward and marshal and coroner of the household of us and our heirs, and the clerk of the market, and before all other justices and ministers of us and our heirs whomsoever, as fully and entirely as we should have them if we had retained in our hand the aforesaid castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid so given to our same son. So that he and his said heirs by the hands of his bailiffs and ministers may be able to levy, perceive, and have the fines, ransoms,

Wreck.

Fines and amercements.

forfeited issues, forfeitures, &c.

in any of the King's courts.

The Duke may levy them by his own officers, by estreats to be delivered to them.

Digitized by Google

dictorum, ac exitus forisfactos, et omnia quæ ad nos et hæredes nostros pertinere poterunt de anno die et vasto, forisfacturis, et murdris, de et in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis per nos sic datis ac eorum feodis, quæ coram nobis et hæredibus nostris, vel in cancellaria nostra et hæredum nostrorum, seu coram thesaurario et baronibus nostris et hæredum nostrorum de scaccario, seu coram justitiariis nostris et hæredum nostrorum de banco aut justitiariis ad assisas capiendas et gaolas deliberandas seu justitiariis ad felonias et transgressiones audiendas et terminandas assignatis, vel coram aliis justitiariis seu ministris nostris et hæredum nostrorum quibuscumque fieri et adjudicari contigerit, per extractas scaccarii nostri et hæredum nostrorum ballivis et ministris dicti filii nostri et dictorum hæredum suorum per manus vicecomitum in quorum ballivis castra honores maneria hundreda villæ terræ tenementa et alia loca prædicta, ut est dictum, per nos data, ac eorum feoda existunt, inde liberandas, levare percipere et habere possint,—sine occasione vel impedimento nostri vel hæredum nostrorum aut ballivorum seu ministrorum nostrorum quorumcumque. Et quod idem filius noster et dicti hæredes sui habeant in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis per nos sic datis, ac eorum feodis, catalla felonum et fugitivorum; ita quod si quis hominum vel tenentium suorum aut alii in locis prædictis vel eorum feodis pro delicto suo vitam vel membrum debeant amittere vel fugerint et judicio stare noluerint, vel aliquod delictum fecerint pro quo catalla sua debeant perdere (ubicumque justitia de eis fieri debeat sive in curia nostra vel hæredum nostrorum sive in aliis curiis) ipsa catalla sint præfati filii nostri et dictorum hæredum suorum, et

Digitized by Google

and amercements of the men and tenants aforesaid, forfeited issues, and all things which to us and our heirs can pertain of year, day, and waste, forfeitures and murders, of and in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid by us so given, and in their fees,—such as shall happen to be made and adjudged before the aforesaid justices in eyre to hold common pleas and pleas of the forest, and before the said steward and marshal, coroner or clerk, by estreats of the same justices in eyre in their circuits, and of steward and marshal and coroner and clerk in their sessions, to be delivered thereof to the same bailiffs and ministers,—and also such the fines, ransoms, and amercements of the aforesaid men and tenants, and forfeited issues, and all things which to us and our heirs can pertain of year, day, waste, forfeitures and murders, of and in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid by us so given, and in their fees, as shall happen to be made and adjudged before us and our heirs, or in the chancery of us and our heirs, or before the treasurer and barons of the exchequer of us and our heirs, or before the justices of us and our heirs of the common bench, or our justices assigned to take the assizes and to deliver our gaols, or the justices assigned to hear and determine felonies and trespasses, or before other the justices or ministers of us and our heirs whomsoever, by estreats of the exchequer of us and our heirs, to be delivered thereof to the bailiffs and ministers of our said son and his said heirs by the hands of the sheriffs in whose bailiwicks the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid given by us as aforesaid, and their fees, do lie; without let or hinderance of us or our heirs, or of our bailiffs or ministers whomsoever.

Digitized by Google

liceat eis seu ministris suis sine occasione vel impedimento nostri vel hæredum nostrorum vicecomitum et aliorum ballivorum seu ministrorum nostrorum vel hæredum nostrorum quorumcumque ponere se in seisinam de catallis prædictis et ea ad usum dicti filii nostri et hæredum suorum retinere. Concessimus etiam præfato filio nostro pro nobis et hæredibus nostris quod ipse et dicti hæredes sui habeant in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis dicto filio nostro sic datis, ac eorum feodis, retorna omnium brevium nostrorum et hæredum nostrorum ac summonitionum extractarum et præceptorum de scaccario prædicto necnon præceptorum et extractarum justitiariorum nostrorum et hæredum nostrorum itinerantium tam ad placita forestæ quam ad communia placita, et aliorum justitiariorum quorumcumque, et executiones eorumdem brevium, summonitionum, extractarum et præceptorum per ballivos et ministros suos faciendas. Ita quod nullus vicecomes ballivus aut minister noster vel hæredum nostrorum castra honores maneria villas terras tenementa et alia loca prædicta, ut præmittitur, per nos data, vel eorum feoda, ad officia aliqua seu alia officia sua tangentia facienda ingrediatur, nisi in defectum ipsius filii nostri aut dictorum hæredum vel ballivorum seu ministrorum suorum. Volumus insuper et concedimus pro nobis et hæredibus nostris quod si vicecomites vel ballivi libertatum hundredorum seu wapentachiorum in aliquibus executionibus pro eodem filio nostro aut dictis hæredibus suis per brevia sive mandata nostra, vel hæredum nostrorum, aut quovis alio modo faciendis negligentes fuerint vel remissi per quod ipsos in scaccario nostro seu aliis curiis nostris contigerit amerciari vel fines facere, quod fines et amerciamenta illa sint dicti filii nostri et dictorum hæredum suorum, et ad

Digitized by Google

And that our same son and his said heirs may have in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid by us so given, and in their fees, the chattels of felons and fugitives, so that if any of their men or tenants or others in the places aforesaid, or in their fees, for their delinquency ought to lose life or limb, or shall flee and not be willing to stand their trial, or shall commit any offence for the which they ought to lose their chattels, (wheresoever justice shall be had of them, whether in the court of us or our heirs, or whether in other courts,) such chattels shall belong to our aforesaid son and his said heirs, and that it shall be lawful for them or their ministers to put themselves in seizin of the chattels aforesaid, and retain them to the behoof of our said son and his heirs, without let or hinderance of us or our heirs, our sheriffs and other bailiffs or ministers of us or our heirs whomsoever. We have also granted to our aforesaid son, for us and our heirs, that he and his said heirs may have in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid so given to our said son, and in their fees, the return of all writs of us and our heirs, and of summons, estreats, and precepts of the exchequer aforesaid, and also of the precepts and estreats of the justices of us and our heirs in eyre to hold as well pleas of the forest as common pleas, and of other justices whomsoever, and the execution of the same writs, summons, estreats, and precepts, to be made by their bailiffs and ministers. So that no sheriff, bailiff, or other minister of us or our heirs shall enter the castles, honors, manors, towns, lands, tenements, and other places aforesaid by us given as is premised, or their fees, to perform any offices, or other things touching their offices, unless in default of our

Chattels of felons.

Return and execution of writs and summons of the exchequer.

Digitized by Google

eorum opus leventur. Hiis testibus, venerabilibus patribus Simone Archiepiscopo Cantuariensi totius Angliæ Primate, Adam Menevensi Cancellario, Henrico Wigornensi Thesaurario, nostris, Episcopis, Edmundo Comite Cantabrigiæ, Thoma de Wodestok Constabulario Angliæ, filiis nostris carissimis, Henrico de Percy Marescallo Angliæ, Johanne de Ipre Senescallo hospitii nostri, Nicholao Carreu Custode privati sigilli nostri, et aliis. Data per manum nostram apud Shene quarto die Junii, anno regni nostri Angliæ quinquagesimo primo, regni vero nostri Franciæ tricesimo octavo. NOS autem tam dictam cartam indentatam quam dictam aliam cartam, ac omnes donationes concessiones et omnia alia in eisdem cartis contenta pro nobis et hæredibus nostris, tenore præsentium, ratificamus et confirmamus, juxta tenorem et effectum cartarum supradictarum. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Westmonasterium, quintodecimo die Septembris, anno regni nostri primo.

NOS autem donationes, concessiones, confirmationes, libertates, franchesias et quietantias prædictas, ac omnia alia et singula in dictis cartis et literis contenta, rata habentes et grata, ea, pro nobis et hæredibus nostris, quantum in nobis est, de gratia nostra speciali acceptamus, approbamus, et præfato Duci et hæredibus suis prædictis imperpetuum, tenore præsentium, concedimus et confirmamus, sicut cartæ et literæ supradictæ rationabiliter testantur. Præterea volentes eidem Duci gratiam in hac parte facere ampliorem de gratia nostra speciali concessimus pro nobis et hæredibus nostris, et hac carta nostra confirmavimus quod licet ipse aliqua vel aliquibus donationum, concessionum, confirmationum, libertatum, franchesiarum et quietantiarum, aut aliorum in dictis cartis et literis contentorum, aliquo casu emergente, hactenus plene usus non fuerit, idem

Digitized by Google

same son or his said heirs, or of their bailiffs or ministers. And furthermore we will and grant, for us and our said heirs, that if the sheriffs or bailiffs of liberties, hundreds, or wapentakes be negligent or remiss in making any executions for our same son or his said heirs, by writs or mandates of us or our heirs, or in any other wise, whereby it shall happen that they be amerced or make fines in our exchequer or in other our courts, such fines and amercements shall belong to our said son and his said heirs, and may be levied to their behoof. These being witnesses, the venerable fathers, Simon Archbishop of Canterbury, Primate of all England; Adam Bishop of St. David's, our Chancellor; Henry Bishop of Worcester, our Treasurer; Edmund Earl of Cambridge, and Thomas of Woodstock, Constable of England, our most dear sons; Henry de Percy, Marshal of England; John de Ipre, Steward of our household; Nicholas Carreu, Keeper of our privy seal, and others. Given under our hand at Sheen, on the fourth day of June, in the fifty-first year of our reign of England, and the thirty-eighth of our reign of France. AND we, as well the said charter indented as the said other charter, and all the donations, grants, and all other things in the same charters contained, for us and our heirs by the tenor of these presents do ratify and confirm according to the tenor and effect of the charters abovesaid. In witness whereof we have caused these our letters to be made patent. Witness ourself at Westminster, on the fifteenth day of September, in the first year of our reign.

Fines and amercements of sheriffs and bailiffs of liberties for negligence.

AND we, ratifying and approving the donations, grants, confirmations, liberties, franchises, and acquittances aforesaid, and all and singular other the things in the said charters and letters contained, do, for us and our heirs, as far as in

Confirmation of foregoing recited charters,

Digitized by Google

tamen Dux et hæredes sui prædicti donationibus, concessionibus, confirmationibus, libertatibus, franchesiis et quietantiis, ac omnibus aliis et singulis in cartis et literis prædictis, ut præmittitur, contentis, et eorum quolibet decætero plene gaudeant et utantur imperpetuum, sine occasione vel impedimento nostri vel hæredum nostrorum, justitiariorum, escaetorum, vicecomitum aut aliorum ballivorum seu ministrorum nostrorum vel hæredum nostrorum quorumcumque. Et ulterius, ad probitatem strenuam et sapientiam excellentissimam ac alios multiplices mores et merita præfati avunculi nostri, qui nullis cedens laboribus vel expensis, se tam in consiliis obsequiis et aliis agendis nobis et toti regno nostro fructuosis et honorificis semper retroactis temporibus obsequiosum pariter et paratum exhibuit et exhibet indefesse, condignam considerationem habentes, et volentes, præmissorum intuitu, præfatum avunculum nostrum, qui præ cæteris in sapientia, strenuitate et honore nobis et regno nostro prædicto maxime valere et locum potiorem tenere potest, gratiis et favoribus amplioribus prærogare, de uberiori gratia nostra, pro majori securitate ipsius Ducis avunculi nostri, declaramus, concedimus, et confirmamus, pro nobis et hæredibus nostris, præfato Duci, quod ipse ad totam vitam suam habeat omnes fines pro transgressione et aliis malefactis quibuscumque; ac etiam fines pro licentia concordandi, et omnimodos alios fines, redemptiones, et amerciamenta, ex quacumque causa et per quamcumque causam provenientia, necnon exitus forisfactos de omnibus hominibus et tenentibus de et in terris et feodis prædicti Ducis, et de omnibus infra eadem terras et feoda residentibus, quanquam iidem homines, tenentes, seu residentes, ministri nostri vel hæredum nostrorum existant. Et quod idem Dux ad totam vitam suam habeat quascumque forisfacturas annum diem vastum et

Digitized by Google

us lies, of our especial grace accept and approve the same, and do grant and confirm them by the tenor of these presents to the aforesaid Duke and his heirs aforesaid for ever, as the charters and letters abovesaid reasonably do witness. Willing, moreover, to shew the same Duke more ample favor in this behalf, we have granted of our especial grace for us and our heirs, and by this our charter have confirmed, that albeit, any case arising, he have not hitherto fully used any one or more of the donations, grants, confirmations, liberties, franchises and acquittances, or other things in the said charters and letters contained, nevertheless the same Duke and his heirs aforesaid may henceforth fully enjoy and use for ever the donations, grants, confirmations, liberties, franchises, and acquittances, and all and singular other the things contained in the charters and letters aforesaid, as is premised, and every of them, without let or hinderance of us or our heirs, the justices, escheators, sheriffs, or other bailiffs or ministers of us or our heirs whomsoever. And furthermore, having condign consideration of the strenuous goodness and most excellent wisdom, and other manifold merits and good demeanour of our aforesaid uncle, who yielding to no labors or expenses hath ever in times past proved himself, and yet unweariedly proves himself, equally ready and compliant in giving his counsel, and in the performance of other duties profitable and honorable to us and our whole realm, and being desirous in regard of the premises to endow with ampler favors and grace our aforesaid uncle, who, far beyond others in wisdom, prowess, and honor, is able to avail and stand us and our realm aforesaid in better stead, do, of our more abundant grace, for the greater security of the same Duke our uncle, declare, grant, and confirm for us and our heirs to the aforesaid Duke,

notwithstanding non-user,

without let from any the King's bailiffs or ministers.

Merits of grantee the consideration of present grant

for term of life of the Duke of Lancaster.

Digitized by Google

estreppamentum, et quicquid ad nos vel hæredes nostros pertinere poterit de anno die vasto et estreppamento, forisfacturis et murdris, infra terras et feoda prædicta, in quibuscumque curiis nostris et hæredum nostrorum sive in quacumque curia alterius, contigerit quod prædicti homines, tenentes, seu residentes facient fines vel erunt amerciati, vel exitus forisfacient, seu quod prædicta annus dies vastum et estreppamentum, forisfactura vel murdrum, adjudicata erunt, tam in præsentia nostra et hæredum nostrorum, quam in absentia nostra et hæredum nostrorum, et tam coram nobis et hæredibus nostris, et in cancellaria nostra et hæredum nostrorum, ac coram thesaurario et baronibus de scaccario nostro et hæredum nostrorum, et coram justitiariis nostris et hæredum nostrorum de communi banco, necnon coram senescallo et marescallis seu coram coronatore hospitii nostri et hæredum nostrorum vel clerico mercati, qui pro tempore erunt, et in aliis curiis nostris et hæredum nostrorum, quam coram justitiariis nostris itinerantibus ad communia placita et ad placita forestæ, justitiariis ad assisas capiendas et gaolas deliberandas, ac coram quibuscumque aliis justitiariis et ministris nostris et hæredum nostrorum, tam in præsentia nostra et hæredum nostrorum, quam in absentia nostra et hæredum nostrorum, adeo plene et integre sicut nos vel hæredes nostri ea haberemus si illa præfato Duci non concessissemus. Ita quod prædictus Dux per manus ballivorum et aliorum ministrorum suorum levare, percipere, et habere possit, fines, redemptiones, et amerciamenta ipsorum hominum tenentium et residentium de et in terris et feodis prædictis, exitus forisfactos, et quicquid ad nos vel hæredes nostros pertinere poterit de anno die vasto estreppamento, forisfacturis et murdris, de et in terris et feodis prædictis, quæ coram dictis justitiariis itinerantibus ad communia placita et ad placita forestæ, ac coram præ-

Digitized by Google

that he for the whole of his life may have all fines for trespass and other misdeeds whatsoever, and also fines for licence to agree, and all manner of other fines, ransoms, and amercements, from whatever cause and through whatever cause proceeding, and also forfeited issues in respect of all the men and tenants of and in the lands and fees of the aforesaid Duke, and in respect of all resiants within the same lands and fees, albeit the same men, tenants, or resiants be ministers of us or our heirs. And that the same Duke, for the whole of his life, may have all manner of forfeitures, year, day, waste, and estrepement, and whatever to us or our heirs can pertain of year, day, waste, and estrepement, forfeitures and murders, within the lands and fees aforesaid, in what courts soever, of us and our heirs, or in whatever court of any other it may happen that the aforesaid men, tenants, or resiants shall make fines or be amerced or forfeit issues, or that the aforesaid year, day, waste, and estrepement, forfeiture or murder, be adjudged —as well in presence of us and our heirs as in absence of us and our heirs, and as well before us and our heirs, and in the chancery of us and our heirs, and before the treasurer and barons of the exchequer of us and our heirs, and before the justices of the common bench of us and our heirs, and also before the steward and marshals, or before the coroner of the household, of us and our heirs, or the clerk of the market for the time being, and in other the courts of us and our heirs, as before our justices in eyre to hold common pleas and pleas of the forest, our justices assigned to take the assizes and to deliver our gaols, and before all other justices and ministers of us and our heirs whomsoever, as well in presence of us and our heirs as in absence of us and our heirs,—as fully and entirely as we or our heirs would have them if we had not granted them to the

Fines for trespass, præ-fines and post-fines, ransoms, amercements, forfeited issues.

Forfeitures, year, day, and waste

Imposed or adjudged in any court,

as fully as the King.

Digitized by Google

dictis senescallo et marescallis coronatore vel clerico mercati, fieri seu adjudicari contigerit, per extractas eorumdem justitiariorum itinerantium in itineribus suis, ac prædictorum senescalli marescallorum coronatoris et clerici in sessionibus suis, ballivis et ministris prædicti Ducis inde liberandas; ac etiam fines, redemptiones, et amerciamenta de hominibus tenentibus et residentibus prædictis, ac exitus forisfactos, et omnia quæ ad nos vel hæredes nostros pertinere poterunt de anno die vasto estreppamento, forisfacturis et murdris, de et in terris et feodis prædictis, quæ coram nobis vel hæredibus nostris, vel in cancellaria nostra et hæredum nostrorum, seu coram thesaurario et baronibus de scaccario nostro et hæredum nostrorum, vel coram justitiariis nostris et hæredum nostrorum de communi banco, sive coram justitiariis ad assisas capiendas et gaolas deliberandas, aut justitiariis ad transgressiones et felonias audiendas et terminandas assignatis, seu coram aliis justitiariis vel ministris nostris quibuscumque et hæredum nostrorum, fieri vel adjudicari contigerit, per extractas de scaccario nostro et hæredum nostrorum, ballivis et ministris præfati Ducis, per manus vicecomitum in quorum ballivis dicta terræ et feoda existunt, inde liberandas;—sine occasione vel impedimento nostri vel hæredum nostrorum, justitiariorum, vicecomitum, escaetorum, aut aliorum ministrorum nostrorum et hæredum nostrorum quorumcumque. Et quod prædictus Dux ad totam vitam suam per se et ministros suos in omnibus terris et feodis prædictis, tam in præsentia nostra et hæredum nostrorum quam in absentia nostra et hæredum nostrorum, faciat et habeat assaiam et assisam panis vini et cervisiæ et omnimodorum aliorum victualium quorumcumque ac aliorum ad officium clerici de mercato nostri et hæredum nostrorum pertinentium, cum punitione eorumdem quotiens et quando expe-

Digitized by Google

aforesaid Duke. So that the aforesaid Duke by the hands of his bailiffs and other ministers may be able to levy, perceive, and have the fines, ransoms, and amercements of the same men, tenants, and resiants of and in the lands and fees aforesaid, forfeited issues, and whatever to us or our heirs can pertain of year, day, and waste, estrepement, forfeitures, and murders, of and in the lands and fees aforesaid, which shall happen to be made or adjudged before the said justices in eyre to hold common pleas and pleas of the forest, and before the aforesaid steward and marshals, coroner, or clerk of the market, by estreats of the same justices in eyre in their circuits, and of the aforesaid steward, marshals, coroner, and clerk, in their sessions, to be delivered thereof to the bailiffs and ministers of the aforesaid Duke; and also the fines, ransoms, and amercements of the aforesaid men, tenants, and resiants, and forfeited issues, and all things which to us or our heirs can pertain of year, day, waste, estrepement, forfeitures, and murders, of and in the lands and fees aforesaid, which shall happen to be made or adjudged before us or our heirs, or in the chancery of us and our heirs, or before the treasurer and barons of the exchequer of us and our heirs, or before the justices of us and our heirs of the common bench, or before our justices assigned to take the assizes and to deliver our gaols, or the justices assigned to hear and determine trespasses and felonies, or before other the justices or ministers of us and our heirs whomsoever, by estreats of the exchequer of us and our heirs, to be delivered thereof to the bailiffs and ministers of the aforesaid Duke by the hands of the sheriffs in whose bailiwicks the said lands and fees do lie;—without let or hinderance of us or our heirs, or of our justices, sheriffs, escheators, or other ministers of us and our heirs

The Duke may levy the same by his own officers, by estreats to be delivered to them,

without let from the King's officers.

Digitized by Google

diens fuerit et necesse: ac etiam habeat et percipiat fines amerciamenta et redemptiones ac omnimoda proficua inde provenientia; ita quod clericus mercati nostri et hæredum nostrorum non ingrediatur dicta terras vel feoda pro aliquibus ad officium suum pertinentibus faciendis seu exercendis. Et quod prædictus Dux ad totam vitam suam habeat catalla fugitivorum et felonum tam felonum de se quam aliorum quorumcumque ac utlagatorum ex quacumque causa omnium hominum et tenentium de et in terris et feodis prædictis, necnon omnium residentium infra eadem terras et feoda, quanquam iidem homines tenentes aut residentes ministri nostri vel hæredum nostrorum existant: ita quod si aliquis hominum et tenentium de et in terris et feodis prædictis seu aliquis residentium in dictis terris et feodis, aut aliquis alius in eisdem terris et feodis, pro aliquo suo malefacto quocumque debeat vitam vel membrum amittere, seu fugiat, et judicio stare noluerit, aut aliquam aliam transgressionem faciat pro qua ipse debet perdere catalla sua, (in quo loco justitia de eo fieri debeat, sive in curia nostra et hæredum nostrorum vel in aliis curiis,) catalla illa sint prædicti Ducis: et quod liceat ei seu ministris suis ponere se in seisinam dictorum catallorum et eadem catalla ad opus præfati Ducis retinere;—sine occasione vel impedimento nostri vel hæredum nostrorum, vicecomitum, escaetorum, aut aliorum ballivorum seu ministrorum nostrorum et hæredum nostrorum quorumcumque. Et quod præfatus Dux ad totam vitam suam habeat retorna omnium brevium nostrorum et hæredum nostrorum, necnon summonitionum extractarum et præceptorum de scaccario nostro, et de scaccario hæredum nostrorum, ac extractarum et præceptorum justitiariorum nostrorum et hæredum nostrorum itinerantium tam ad placita forestæ quam ad communia placita, ac aliorum justitiariorum quorumcumque, necnon

Digitized by Google

whomsoever. And that the aforesaid Duke, for the whole of his life, by himself and his ministers, in all the lands and fees aforesaid, as well in presence of us and our heirs as in absence of us and our heirs, may make and have the assay and assize of bread, wine, and ale, and of all manner of other victuals whatsoever, and of other things pertaining to the office of the clerk of the market of us and our heirs, together with the punishment thereof whenever and so often as it shall be necessary and expedient; and also that he may have and perceive the fines, amercements, and ransoms, and all manner of profits thence proceeding, so that the clerk of the market of us and our heirs shall not enter the said lands or fees to do or exercise any matters pertaining to his office. And that the aforesaid Duke, for the whole of his life, may have the chattels of fugitives and felons, as well felons of themselves as of others whomsoever, and of outlaws for any cause soever, of all the men and tenants of and in the lands and fees aforesaid, and also of all resiants within the same lands and fees, albeit the same men, tenants or resiants be ministers of us or our heirs, so that if any of the men and tenants of and in the lands and fees aforesaid, or any of the resiants in the said lands and fees, or any other person in the same lands and fees, for any misdeed whatsoever, ought to lose life or limb, or shall flee and not be willing to stand their trial, or shall commit any other trespass for the which they ought to lose their chattels (in whatsoever place justice shall be had of them, whether in the court of us and our heirs or in other courts), such chattels shall belong to the aforesaid Duke: And that it shall be lawful for him or his ministers to put themselves in seizin of the said chattels, and the same chattels to retain to the behoof of the aforesaid Duke;—without let or hin-

Assay and assize of bread, and other matters belonging to the office of clerk of the market.

Chattels of felons and fugitives.

May seize the same without let from the King's bailiffs or ministers.

Digitized by Google

attachiamenta tam de placitis coronæ quam aliorum in omnibus terris et feodis prædictis. Et quod prædictus Dux ad totam vitam suam per se et per ballivos et ministros suos habeat in eisdem terris et feodis executionem eorumdem brevium summonitionum extractarum et præceptorum. Ita quod nullus vicecomes ballivus seu alius minister noster vel hæredum nostrorum prædicta terras et feoda ingrediatur pro aliquo officio vel aliqua re officium suum tangente faciendo, nisi in defectu ipsius Ducis vel ministrorum suorum. Et ulterius concedimus et hac carta nostra confirmavimus pro nobis et dictis hæredibus nostris quod si vicecomites vel ballivi libertatum hundredorum seu wapentachiorum, in aliquibus executionibus pro prædicto Duce, per brevia seu mandata nostra vel hæredum nostrorum, seu aliquo alio modo, faciendis, negligentes fuerint vel remissi, per quod contigerit ipsos amerciari aut fines facere in scaccario vel in aliis curiis nostris et hæredum nostrorum, hujusmodi fines et amerciamenta sint præfati Ducis, et quod leventur ad opus ipsius Ducis per ministros suos supradictos, durante vita sua. Et quod prædictus Dux ad totam vitam suam habeat infra omnia prædicta terras et feoda omnimoda catalla vocata wayf et stray, deodanda, thesaurum inventum ac alias res vel catalla inventa; et quod ipse per se et ministros suos seisire et capere possit ad voluntatem suam ad opus prædicti Ducis, wayfs et strayes, deodanda, thesaurum inventum ac alia inventa supradicta. Et quod prædictus Dux ad totam vitam suam habeat quæcumque bona et catalla vocata manuopera capta vel capienda cum quacumque persona infra terras et feoda prædicta, ac per eandem personam coram quocumque judice deadvocata. Salvis semper et reservatis præfato Duci, et hæredibus suis prædictis, omnimodis aliis privilegiis, immunitatibus, et quietantiis, eis, per nos aut per

Digitized by Google

derance of us or our heirs, or of our sheriffs, escheators, or other bailiffs or ministers of us and our heirs whomsoever. And that the aforesaid Duke, for the whole of his life, may have the return of all writs of us and our heirs, and also of summons, estreats, and precepts, of our exchequer and of the exchequer of our heirs, and of the estreats and precepts of the justices of us and our heirs in eyre to hold as well pleas of the forest as common pleas, and of other justices whomsoever, and also the attachment as well of pleas of the crown as of others in all the lands and fees aforesaid. And that the aforesaid Duke, for the whole of his life, by himself and by his bailiffs and ministers may have in the same lands and fees the execution of the same writs, summons, estreats, and precepts, so that no sheriff, bailiff, or other minister of us or our heirs shall enter the aforesaid lands and fees to perform any office, or anything touching his office, unless in default of the same Duke or his ministers. And furthermore we do grant, and by this our charter have confirmed, for us and our said heirs, that if the sheriffs or bailiffs of liberties, hundreds, or wapentakes be negligent or remiss in making any executions for the aforesaid Duke by writs or mandates of us or our heirs, or in any other wise whereby it shall happen that they be amerced or make fines in the exchequer or in other the courts of us and our heirs, such fines and amercements shall belong to the aforesaid Duke, and that they may be levied to the behoof of the same Duke by his ministers abovesaid during his life. And that the aforesaid Duke, for the whole of his life, may have within all the aforesaid lands and fees all manner of chattels called wayf and stray, deodands, treasure trove, and other things or chattels found; and that he by himself and his ministers may be able to seize

Return and execution of writs, summons, estreats, and precepts.

Attachment of pleas of the crown.

No sheriff or other bailiff of the King may intromit, unless in default.

Fines and amercements of sheriffs and bailiffs of liberties for negligence.

Wayfs and strays.

Deodands.

Treasure trove.

Digitized by Google

dictum avum nostrum, datis concessis seu confirmatis. Hiis testibus, venerabilibus patribus Willielmo Cantuariensi totius Angliæ Primate, Thoma Eboracensi Angliæ Primate, Cancellario nostro, Archiepiscopis, Roberto Londinensi, Roberto Cicestrensi, Tideman Wigornensi, Episcopis, Edmundo Eborum, Thoma Gloucestriæ, Ducibus, avunculis nostris carissimis, Edwardo Rotelandæ, Ricardo Arundelliæ, Thoma Marescallo et Notinghamiæ, Henrico Northumbriæ, Comitibus, Rogero Walden Thesaurario nostro, Thoma de Percy Senescallo hospitii nostri, Guidone Mone Custode privati sigilli nostri, et aliis. Data per manum nostram apud Westmonasterium vicesimo nono die Junii, anno regni nostri vicesimo.

Per ipsum Regem.

Digitized by Google

and take at their pleasure, to the behoof of the aforesaid Duke, the wayfs and strays, deodands, treasure trove, and other things found as abovesaid. And that the aforesaid Duke, for the whole of his life, may have all manner of goods and chattels called Mainour, taken or to be taken upon any person soever within the lands and fees aforesaid, and by the same person disclaimed before any judge soever; saving always and reserved to the aforesaid Duke and his heirs aforesaid all manner of other privileges, immunities, and acquittances, given, granted, or confirmed to them by us or by our said grandfather. These being witnesses, the venerable fathers, William Archbishop of Canterbury, Primate of all England; Thomas Archbishop of York, Primate of England, our Chancellor; Robert Bishop of London; Robert Bishop of Chichester; Tideman Bishop of Worcester; Edmund Duke of York, and Thomas Duke of Gloucester, our most dear uncles; Edward Earl of Rutland; Richard Earl of Arundel; Thomas Earl Marshal and of Nottingham; Henry Earl of Northumberland; Roger Walden, our Treasurer; Thomas de Percy, steward of our household; Guy Mone, Keeper of our privy seal; and others. Given under our hand at Westminster, on the twenty-ninth day of June, in the twentieth year of our reign.

Mainour.

Saving of liberties before granted in fee-tail.

By the King himself.

Digitized by Google

XVI.

De declaratione intentionis Regis.

Rot. Pat. 1 Hen. 4. p. 5. m. 23. in Turr. Lond

HENRICUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ omnibus ad quos præsentes literæ pervenerint salutem. Sciatis quod cum nos nuper, antequam ad statum regium aspiravimus, habuerimus et tenuerimus ac in præsenti habeamus et teneamus per legem Angliæ diversa honores, castra, hundreda, commota, maneria, terras, tenementa, annuitates, feoda, advocationes, ac plura alia possessiones et dominia de hæreditate Mariæ, unius filiarum et hæredum Humfridi de Bohun nuper comitis Herefordiæ, Essexiæ, et Northamptoniæ, et Constabularii Angliæ, nuper consortis nostræ defunctæ: Nos, volentes dicta honores, castra, hundreda, commota, maneria, terras, tenementa, annuitates, feoda, advocationes, possessiones et dominia, cum juribus libertatibus franchesiis et liberis consuetudinibus suis quibuscunque, eisdem modo forma conditione et statu quibus ea [ante] adeptionem status nostri regii habuimus et tenuimus, nobis ad terminum vitæ nostræ plenarie et integre conservari continuari et haberi, volumus ac tenore præsentium, ex certa scientia nostra, concedimus declaramus et ordinamus quod honores, castra, hundreda, commota, maneria, terræ, tenementa, annuitates, feoda, advocationes, possessiones et dominia prædicta cum juribus libertatibus franchesiis et liberis consuetudinibus suis prædictis, taliter et tali modo et per tales officiarios et ministros in omnibus deducantur, gubernentur, et pertractentur, sicut deduci, gubernari, et per-

Digitized by Google

XVI.

A Declaration of the King's intention.*

HENRY, by the grace of God, King of England and France and Lord of Ireland, to all to whom the present letters shall come, greeting. Know ye, that whereas we lately, before we aspired to the regal estate, did have and hold, and do at this present have and hold, by the law of England, divers honors, castles, hundreds, commotes, manors, lands, tenements, annuities, fees, advowsons, and many other possessions and lordships of the heritage of Mary, one of the daughters and coheirs of Humphrey de Bohun, late Earl of Hereford, Essex, and Northampton, and Constable of England, our late consort deceased: We, willing that the said honors, castles, hundreds, commotes, manors, lands, tenements, annuities, fees, advowsons, possessions, and lordships, with their rights, liberties, franchises, and free customs whatsoever, in the same manner, form, state, and condition in which we had and held them before we obtained our royal estate, be fully and entirely continued, kept, and had to us for the term of our life, do will, and by the tenor of these presents of our certain knowledge do grant, declare, and ordain, that the honors, castles, hundreds, commotes, manors, lands, tenements, annuities, fees, advowsons, possessions, and lordships aforesaid, with their rights, liberties, franchises, and free customs aforesaid, so and in such wise, and by such officers and ministers,

14th Oct. 1 Hen. 4. A.D. 1399.

Recital that the King held certain estates for life of the heritage of his deceased wife Mary de Bohun.

Declaration that said estates shall continue to be managed as though the King had not obtained the crown

* The original Charter does not now exist in the archives of the Duchy of Lancaster.

Digitized by Google

tractari deberent, si ad culmen dignitatis regiæ assumpti minime fuissemus: Volentes ulterius et concedentes, ac ex certa scientia nostra plenarie declarantes, quod universi et singuli liberi tenentes nostri de honoribus, castris, hundredis, commotis, maneriis, terris, tenementis, feodis, possessionibus et dominiis prædictis, et hæredes sui, adeo liberi sint et in omnibus talis ac adeo liberæ et illesæ conditionis, tam in ingressibus suis in hæreditates suas post mortem antecessorum suorum, quam in tenuris suis, ac alias qualitercumque, sicut esse possent et deberent, de consuetudine vel de jure, si [dicta] dignitas nostra regia nobis nusquam accidisset, dicta assumptione nostra dignitatis regiæ, aut eo quod honores, castra, hundreda, commota, maneria, terræ, tenementa, annuitates, feoda, advocationes, possessiones et dominia prædicta in manu nostra jam existunt, seu aliquibus aliis occasionibus, causis, coloribus, vel impedimentis quibuscunque, quæ incontrarium præsentis voluntatis, concessionis, et declarationis nostræ, vigorem seu effectum aliquem habere nolumus, in aliquo non obstantibus. Proviso semper quod prærogativa nostra regia quoad maritagia et proficua maritagiorum hæredum tenentium nostrorum dominiorum prædictorum seisienda et habenda, locum habeat et vigorem. Volumus insuper et concedimus, ac ex certa scientia nostra ordinamus, quod universa et singula beneficia ecclesiastica ad honores, castra, hundreda, commota, terras, tenementa, possessiones et dominia prædicta spectantia, per nos durante vita nostra conferantur: Ita quod cancellarius vel thesaurarius Angliæ pro tempore existentes, seu quivis alius officiarius regius, de collatione vel præsentatione, seu etiam de visitatione beneficiorum hujusmodi, ratione officiorum suorum, se nullatenus intromittant durante vita nostra supradicta. Volumus etiam ac tenore præsentium con

Digitized by Google

be in all respects managed, governed, and treated, as they would have been managed, governed, and treated if we had never assumed the ensign of royal dignity: Willing, furthermore, and granting, and of our certain knowledge fully declaring, that all and singular our free tenants of the honors, castles, hundreds, commotes, manors, lands, tenements, fees, possessions, and lordships aforesaid, and their heirs, may be as free, and in all respects of such and of as free and unimpaired condition, as well in their entries upon their inheritances after the death of their ancestors as in their tenures, and otherwise howsoever, as they could and ought to be by custom or of right if our said royal dignity had never fallen to us, our said assumption of the royal dignity notwithstanding, or notwithstanding that the honors, castles, hundreds, commotes, manors, lands, tenements, annuities, fees, advowsons, possessions, and lordships aforesaid are now in our hands, or any other lets, causes, colors, or impediments whatsoever, (which we will not to have any force or effect to the contrary of this our present will, grant, and declaration,) in anywise notwithstanding. Provided always that our royal prerogative in respect of seizing and having the marriages and the profits of the marriages of the heirs of our tenants of the aforesaid lordships have effect and vigor. We will moreover and grant, and of our certain knowledge do ordain, that all and singular ecclesiastical benefices belonging to the honors, castles, hundreds, commotes, lands, tenements, possessions, and lordships aforesaid shall be conferred by us during our life; so that the chancellor or treasurer of England for the time being, or any other royal officer, do in nowise intermeddle by reason of their offices in the collation or presentation, or even in the visitation, of the like benefices during our life abovesaid. We will also,

The tenants may enter and hold after their ancestors' death as they had been accustomed.

Saving the royal prerogative as to marriages.

Chancellor of England not to present to church benefices.

Digitized by Google

cedimus et ordinamus, quod omnes et singuli receptores, feodarii, firmarii, ballivi, præpositi, ac quicumque alii servientes et ministri nostri prædictorum honorum, castrorum, hundredorum, commotorum, maneriorum, terrarum, tenementorum, annuitatum, feodorum, possessionum et dominiorum, de omnibus et singulis denariis, firmis, redditibus, exitibus, reventionibus, et proficuis quibuscumque de eisdem honoribus, castris, hundredis, commotis, maneriis, terris, tenementis, annuitatibus, feodis, possessionibus et dominiis, qualitercumque provenientibus, coram certis auditoribus, officiariis et ministris, per nos de tempore in tempus ad hoc limitandis et assignandis, duntaxat, et non coram thesaurario et baronibus de scaccario regio, computent et respondeant. Ita quod thesaurarius et barones de scaccario prædicto, de aliquibus hujusmodi denariis, firmis, redditibus, exitibus, reventionibus aut proficuis, seu de aliquibus compotis vel ratiociniis inde audiendis, habendis, reddendis, vel terminandis, durante vita nostra, se non intromittant ullo modo. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Westmonasterium, quarto decimo die Octobris, anno regni nostri primo.

Per ipsum Regem.

Digitized by Google

and by the tenor of these presents do grant and ordain, that all and singular our receivers, feodaries, farmers, bailiffs, reeves, and other our servants and ministers whosoever of the aforesaid honors, castles, hundreds, commotes, manors, lands, tenements, annuities, fees, possessions, and lordships, for all and singular sums of money, farms, rents, issues, revenues, and profits whatever in any manner proceeding from the same honors, castles, hundreds, commotes, manors, lands, tenements, annuities, fees, possessions, and lordships, shall account and answer only before certain auditors, officers, and ministers from time to time to be hereunto limited and assigned by us, and not before the treasurer and barons of the royal exchequer. So that the treasurer and barons of the exchequer aforesaid shall not in any wise intermeddle during our life in any the like monies, farms, rents, issues, revenues, or profits, or in the auditing, having, rendering, or determining any the accounts or reckonings thereof. In witness whereof we have caused these our letters to be made patent. Witness ourself at Westminster, on the fourteenth day of October, in the first year of our reign.

By the King himself.

All receivers and others to account before special auditors, and not at the royal exchequer.

Digitized by Google

XVII.

De declaratione intentionis Regis.

Rot. Pat. 1 Hen. 4. p. 5. m. 20. in Turr. Lond.

HENRICUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ omnibus ad quos præsentes literæ pervenerint salutem. Sciatis quod cum ducatus Lancastriæ, ac quamplura alia comitatus, honores, castra, maneria, feoda, possessiones et dominia, infra regnum nostrum Angliæ et Walliæ, ac alibi, nobis tam per mortem celebris memoriæ Henrici nuper Ducis Lancastriæ avi nostri, ac carissimi domini et patris nostri Johannis nuper Ducis Lancastriæ, necnon carissimæ dominæ et matris nostræ Blanchiæ uxoris ejus, filiæ et hæredis prædicti Henrici, nobis jure hæreditario, antequam ad statum et dignitatem regalem rerum Dominus omnium sua ineffabili clementia nos nuperrime evocavit, descenderint et acciderint, in quibus quidem ducatu, comitatibus, honoribus, castris, maneriis, possessionibus et dominiis, diversa libertates, jura regalia, consuetudines et franchesiæ, dictis progenitoribus et antecessoribus nostris, quædam, videlicet, eis et hæredibus de corporibus suis exeuntibus, et quædam sibi et hæredibus masculis de corporibus suis exeuntibus, ac quædam præfato domino et patri nostro ad terminum vitæ suæ, per diversas cartas, tam domini Edwardi nuper Regis Angliæ avi nostri, quam domini Ricardi nuper Regis Angliæ secundi post conquestum, sunt et fuerant concessa, prout in cartis prædictis quarum tenores sequuntur in hæc verba,—

EDWARDUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ omnibus ad quos præsentes literæ per-

Digitized by Google

XVII.

A Declaration of the King's intention.*

HENRY, by the grace of God, King of England and France and Lord of Ireland, to all to whom the present letters shall come, greeting. Know ye, that whereas the duchy of Lancaster, and very many other counties, honors, castles, manors, fees, possessions, and lordships, within our realm of England and Wales and elsewhere, before the Lord of all things so lately in his unspeakable mercy called us to the regal estate and dignity, did descend and come unto us by hereditary right, by the death as well of Henry of famous memory, late Duke of Lancaster, our grandfather, as of our most dear lord and father John late Duke of Lancaster, and also of our most dear lady and mother Blanche, his wife, daughter and heiress of the aforesaid Henry; in which said duchy, counties, honors, castles, manors, possessions, and lordships, divers liberties, *jura regalia*, customs, and franchises were and had been granted to our said progenitors and ancestors,—to wit, some to them and the heirs of their bodies issuing, and some to them and the heirs male of their bodies issuing, and some to our aforesaid lord and father for the term of his life,—by divers charters as well of the lord Edward late King of England, our grandfather, as of the lord Richard late King of England, the second after the conquest, as is contained more fully in the charters aforesaid, the tenors whereof follow in these words:

14th Oct. 1 Hen. 4. A.D. 1399.

Recital that the King held the Duchy of Lancaster and other estates in various counties by inheritance,

and that divers liberties and *jura regalia* had been granted therein by several charters, viz.

EDWARD, by the grace of God, King of England and

28th Feb. 51 Edw. 3. A.D. 1377.

* The original Charter does not now exist in the archives of the Duchy of Lancaster.

Digitized by Google

venerint, salutem. Sciatis quod si nos, debita consideratione pensantes gestus magnificos cunctorum qui nobis in guerris nostris laudabiliter et strenue servierunt, ipsos desideremus honoribus attollere et pro viribus juxta merita præmiare, quanto magis filios nostros, quos tam in sapientia quam in gestu nobili alios præcellere conspicimus, et qui nobis locum tenuerunt et tenere poterunt potiorem, nos convenit majoribus honoribus et gratiis prærogare. Considerantes itaque probitatem strenuam et sapientiam præcellentem carissimi filii nostri Johannis Regis Castellæ et Legionis, Ducis Lancastriæ, qui laboribus et expensis semper se nobis obsequiosum exhibuit, pro nobis pluries in necessitatibus intrepide se guerrarum discriminibus exponendo; et volentes eo prætextu ac desiderantes eundem filium nostrum aliquali commodo et honore ad præsens, licet non ad plenum, prout digna merita exposcunt, remunerare; ex certa scientia nostra et læto corde, de assensu prælatorum et procerum in instanti parliamento nostro apud Westmonasterium convocato existentium, concessimus, pro nobis et hæredibus nostris, præfato filio nostro, quod ipse ad totam vitam suam habeat infra comitatum Lancastriæ cancellariam suam, ac brevia sua sub sigillo suo pro officio cancellariæ deputando consignanda, justitiarios suos tam ad placita coronæ quam ad quæcumque alia placita communem legem tangentia tenenda, ac cognitiones eorundem, et quascumque executiones per brevia sua et ministros suos ibidem faciendas, et quæcumque alia libertates et jura regalia ad Comitem Palatinum pertinentia, adeo integre et libere sicut Comes Cestriæ infra eundem comitatum Cestriæ dinoscitur obtinere (decimis quintisdecimis et aliis quotis et subsidiis nobis et hæredibus nostris per communitatem regni nostri, et decimis et aliis quotis per clerum ejusdem regni nobis concessis et imposterum concedendis, aut eidem clero per

Digitized by Google

France and Lord of Ireland, to all to whom the present letters shall come, greeting. Know ye, that if we, weighing with due consideration the noble bearings of all those who laudably and strenuously have served us in our wars, be desirous of raising them to honors, and rewarding them for their valor according to their merits, how much more doth it become us to advance with greater honors and favors our own sons, whom we see excelling others as well in wisdom as in noble bearing, and who have stood and may stand us in better stead. Considering, therefore, the strenuous goodness and excellent wisdom of our most dear son John King of Castille and Leon, Duke of Lancaster, who hath ever shewn himself ready to serve us with labor and charges, many times in our need intrepidly exposing himself for us to the dangers of war, and being willing on that account, and desiring now to reward, albeit not in full, the same our son with some benefit and honor as his merits worthily demand, of our certain knowledge and with cheerful heart, with the assent of the prelates and nobles assembled in our present parliament convoked at Westminster, we have granted, for us and our heirs, unto our aforesaid son, that he for the whole of his life may have within the county of Lancaster his chancery, and his writs to be sealed under his seal to be deputed for the office of the chancery, his justices to hold as well pleas of the crown as all other pleas whatsoever touching the common law, and the cognisance thereof, and all manner of execution to be made by his writs and his ministers there, and all other liberties and *jura regalia* pertaining to a Count Palatine, as freely and entirely as the Earl of Chester is well known to obtain within the same county of Chester: (saving always the tenths, fifteenths, and other contributions

Grant for life of a Court of Chancery in the county of Lancaster,

and *jura regalia* pertaining to a Count Palatine.

Digitized by Google

sedem apostolicam impositis et imponendis, ac pardonationibus vitæ et membrorum in casu quo aliquis ejusdem comitatus aut alius in eodem comitatu pro aliquo delicto vitam vel membrum amittere debeat, ac etiam superioritate et potestate corrigendi ea quæ in curiis ejusdem filii nostri ibidem erronice facta fuerint, vel si idem filius noster aut ministri sui in justitia in curiis ejusdem filii nostri inibi facienda defecerint, semper salvis). Et est intentionis nostræ quod idem filius noster, ad mandata nostra et hæredum nostrorum, ad parliamenta et concilia nostra duos milites pro communitate comitatus prædicti et duos burgenses de quolibet burgo ejusdem comitatus ad tractandum cum aliis de communitate dicti regni nostri ad eadem parliamenta et concilia venientibus de negotiis dicti regni nostri in eisdem parliamentis et conciliis exponendis mittere teneatur. Et quod idem filius noster certos homines fideles et sufficientes ad hujusmodi decimas et quintasdecimas subsidia et alia quota quotiens ea nobis seu hæredibus nostris in parliamentis seu conciliis concedi contigerit assignet; ita quod nobis et hæredibus nostris de sic concessis respondeatur per eosdem. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Westmonasterium vicesimo octavo die Februarii, anno regni nostri Angliæ quinquagesimo primo, regni vero nostri Franciæ tricesimo octavo.

RICARDUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ archiepiscopis, episcopis, abbatibus, prioribus, ducibus, comitibus, baronibus, justitiariis, vicecomitibus, præpositis, ministris, et omnibus ballivis et fidelibus suis, salutem. Sciatis quod cum dominus Edwardus nuper Rex Angliæ, avus noster, per cartam suam dedisset et concessisset carissimo avunculo nostro, filio suo, Johanni Duci Lancastriæ, tunc Comiti Lancastriæ, nomen et honorem

Digitized by Google

and subsidies granted and hereafter to be granted to us and our heirs by the commonalty of our realm, and the tenths and other contributions granted and hereafter to be granted to us by the clergy of the same our realm, or imposed and to be imposed upon the same clergy by the apostolic see;—and the pardon of life and limbs in case that any person of the same county, or other person in the same county, ought for any delict to lose his life or limb;—and also the superiority and power of correcting those things which shall have been erroneously done there in the courts of our same son, or if our same son or his ministers shall have failed in doing justice there also in the courts of the same our son.) And it is our intention that our same son, at the mandates of us and our heirs, be held to send to our parliaments and councils two knights for the commonalty of the shire aforesaid, and two burgesses from every borough of the same shire, to treat with the others of the commonalty of our said realm coming to the said parliaments and councils concerning the affairs of our said realm in the same parliaments and councils to be declared. And that our same son shall assign certain trusty and sufficient men for the like tenths and fifteenths, subsidies and other contributions, so often as they shall happen to be granted to us or our heirs in parliament or council; so that we and our heirs may by them be answered in respect of such grants. In witness whereof we have caused these our letters to be made patent. Witness ourself at Westminster, on the twenty-eighth day of February, in the fifty-first year of our reign of England, and the thirty-eighth of our reign of France.

The Duke to send knights of the shire and burgesses to serve in parliament;

and to appoint collectors of subsidies granted by parliament.

16th Feb. 13 Ric. 2. A.D. 1390.

RICHARD, by the grace of God, King of England and France, and Lord of Ireland, to his archbishops, bishops, abbots, priors, dukes, earls, barons, justices, sheriffs, reeves,

Digitized by Google

Ducis et ipsum in Ducem Lancastriæ præfecisset, ac de eisdem nomine et honore per cincturam gladii et appositionem cappæ suo capiti investivisset, habenda eadem nomen et honorem Ducis Lancastriæ, sibi et hæredibus suis masculis de corpore suo legitime procreatis imperpetuum; subsequenterque idem avus noster per literas suas patentes concessisset pro se et hæredibus suis præfato avunculo nostro quod ipse ad totam vitam suam haberet infra comitatum Lancastriæ cancellariam suam, ac brevia sua sub sigillo suo pro officio cancellariæ deputando consignanda, justitiarios suos tam ad placita coronæ quam ad quæcumque alia placita communem legem tangentia, tenenda, ac cognitiones eorundem, et quascumque executiones per brevia sua et ministros suos ibidem faciendas, et quæcumque alia libertates et jura regalia ad Comitem Palatinum pertinentia, adeo libere et integre sicut Comes Cestriæ infra eundem comitatum Cestriæ dinoscitur obtinere (decimis quintisdecimis et aliis quotis et subsidiis, eidem avo nostro et hæredibus suis per communitatem regni sui, et decimis et aliis quotis per clerum ejusdem regni tunc concessis et extunc concedendis, aut eidem clero per sedem apostolicam impositis et imponendis, ac pardonationibus vitæ et membrorum, in casu quo aliquis ejusdem comitatus, aut alius in eodem comitatu, pro aliquo delicto vitam vel membrum amittere deberet, ac etiam superioritate et potestate corrigendi ea quæ in curia ejusdem avunculi nostri ibidem erronice facta fuerint, vel [si] idem avunculus noster aut ministri sui in justitia in curia sua facienda defecerint, semper salvis): Et quod idem avunculus noster ad mandata ejusdem avi nostri et hæredum suorum ad parliamenta et concilia sua duos milites pro communitate comitatus prædicti et duos burgenses de quolibet burgo ejusdem comitatus ad tractandum, cum

Digitized by Google

ministers, and all his bailiffs and faithful people, greeting. Know ye, that whereas the Lord Edward, late King of England, our grandfather, did by his charter give and grant to his son, our most dear uncle, John Duke of Lancaster, at that time Earl of Lancaster, the name and honor of Duke, and did make him Duke of Lancaster, and invest him with the same name and honor by girding of the sword and setting upon his head the cap, to have the same name and honor of Duke of Lancaster to him and his heirs male of his body lawfully begotten for ever; and subsequently our same grandfather did by his letters patent grant for himself and his heirs to our aforesaid uncle, that he for the whole of his life should have within the county of Lancaster his chancery, and his writs to be sealed under his seal to be deputed for the office of the chancery, his justices to hold as well pleas of the crown as all other pleas whatsoever touching the common law, and the cognizance thereof, and all manner of execution to be made by his writs and his ministers there, and all other liberties and *jura regalia* pertaining to a Count Palatine, as freely and entirely as the Earl of Chester is well known to obtain within the same county of Chester; saving always the tenths, fifteenths, and other contributions and subsidies then granted and thereafter to be granted to our same grandfather and his heirs by the commonalty of his realm, and the tenths and other contributions then granted and thereafter to be granted by the clergy of the same realm, or imposed and to be imposed upon the same clergy by the apostolic see; and the pardon of life and limbs in case that any person of the same county, or other person in the same county, ought for any delict to lose his life or limb; and also the superiority and power of correcting those things which shall

Recital of Charter of King Edw. 3. creating his son John Duke of Lancaster,

and of his grant to him for life of a chancery and *jura regalia*, as a Count Palatine in the county of Lancaster.

Digitized by Google

aliis dicti regni ad parliamenta et concilia venientibus, de negotiis dicti regni in eisdem parliamentis et aliis exponendis, mittere teneretur: et quod idem avunculus noster certos homines fideles et sufficientes ad hujusmodi decimas et quintasdecimas subsidia et alia quota, quotiens ea eidem avo nostro seu hæredibus suis in parliamentis seu conciliis concedi contingeret, assignaret; ita quod eidem avo nostro de sic concessis responderetur per eosdem. Ac nos nuper ad prosecutionem ipsius avunculi nostri per petitionem suam nobis in parliamento nostro apud Gloucestriam tento exhibitam, suggerentis ipsum prætextu dictorum verborum generalium scaccarium suum in eodem comitatu Lancastriæ et omnia ad hujusmodi scaccarium pertinentia, ac jurisdictionem et potestatem faciendi et constituendi justitiarios suos itinerantes ad placita forestæ et alios justitiarios ad quæcumque alia placita assisam forestæ tangentia infra dictum comitatum Lancastriæ a tempore concessionis dicti avi nostri tenuisse exercuisse et habuisse, de assensu prælatorum ducum comitum baronum èt communitatis regni nostri Angliæ in eodem parliamento existentium, per literas nostras patentes declaraverimus eundem avunculum nostrum omnibus et singulis præmissis, per ipsum prætextu dictorum verborum generalium ut præmittitur usitatis, virtute eorumdem verborum generalium uti posse et debere; et ulterius de gratia nostra speciali concesserimus, pro nobis et hæredibus nostris, eidem avunculo nostro, quod ipse scaccarium suum in dicto comitatu Lancastriæ, et barones et alios ministros in eodem scaccario necessarios, necnon jurisdictiones executiones et consuetudines quascumque in scaccario nostro Angliæ rationabiliter usitatas habeat in eodem scaccario suo et eis ibidem plene gaudeat et rationabiliter utatur: et quod habeat jurisdictionem et potestatem faciendi et constituendi justitiarios suos itinerantes ad placita

Digitized by Google

have been erroneously done there in the court of our same uncle, or if our same uncle or his ministers should have failed in doing justice in his court. And that our same uncle, at the mandate of the same our grandfather and his heirs, should be held to send to his parliaments and councils two knights for the commonalty of the shire aforesaid, and two burgesses from every borough of the same shire, to treat with the others of the said realm coming to the parliaments and councils concerning the affairs of the said realm in the same parliaments and councils to be declared: and that our same uncle should assign certain trusty and sufficient men for the like tenths and fifteenths, subsidies and other contributions, so often as they should happen to be granted to our same grandfather or his heirs in parliament or council; so that our same grandfather might by them be answered in respect of such grants. And we lately, at the prosecution of our same uncle by his petition to us exhibited in our parliament holden at Gloucester, (suggesting that by pretext of the said general words he had had, exercised, and held from the time of the grant of our said grandfather his exchequer in the same county of Lancaster, and all things to such exchequer pertaining, and the jurisdiction and power of making and appointing his justices in eyre for pleas of the forest, and other justices for all manner of other pleas touching the assize of the forest within the said county of Lancaster,) with the assent of the prelates, dukes, earls, barons, and the commons of our realm of England in the same parliament assembled, by our letters patent did declare that our same uncle should and might be able, by virtue of the said general words, to use all and every the premises by him used by pretext of the same general words as is premised; and further, of our especial grace

Recital of letters patent granted by King Richard 2. on the Duke's petition in parliament,

declaring, that, by virtue of the general words in the grant of the Palatinate,

Digitized by Google

forestæ et alios justitiarios ad quæcumque alia placita assisam forestæ tangentia infra dictum comitatum Lancastriæ tenenda durante vita ipsius avunculi nostri (placitis tamen et querelis aliis quibuscumque, ubi nos vel hæredes nostri in dicto scaccario vel coram præfatis justitiariis partes fuerimus vel fieri contingat, emergentibus semper salvis); et voluerimus, quod omnia verba generalia in concessione ejusdem avi nostri prædicta contenta in suo robore permaneant durante vita avunculi nostri supradicti, declaratione et concessione prædictis non obstantibus, prout in carta et literis prædictis plenius continetur. Jamque præfatus avunculus noster nobis supplicaverit, ut libertates franchesias privilegia jura regalia supradicta, et omnia alia et singula sibi superius concessa, sibi et hæredibus suis masculis de corpore suo exeuntibus concedere dignemur, habenda eodem modo sicut ea jam habet, una cum dicto nomine Ducis Lancastriæ perpetuis temporibus successivis. Nos probitatem strenuam et sapientiam excellentissimam præfati avunculi nostri, qui se laboribus et expensis ac consiliis continuis nobis et regno nostro obsequiosum pariter et fructuosum semper retroactis temporibus exhibuit et exhibet indefesse, debita consideratione pensantes, ac sperantes indubie hæredes suos masculos de corpore suo legitime procreatos vestigia progenitorum suorum qui ex tam nobili progenie regali processerunt, divina mediante clementia, in sapientia strenuitate et honore sequi debere, et nobis et hæredibus nostris ac regno nostro maxime valere et locumtenere posse infuturum. Et volentes præmissorum intuitu supplicationi prædictæ annuere gratiose, de assensu præsentis parliamenti nostri, læto corde et ex certa scientia nostra concessimus pro nobis et hæredibus nostris, præfato avunculo nostro quod ipse et hæredes sui masculi de corpore suo legitime procreati habeant infra comitatum Lancastriæ cancellariam

Digitized by Google

we did grant, for us and our heirs, to our same uncle, that he might have his exchequer in the said county of Lancaster, and barons and other ministers necessary in the same exchequer, and also all jurisdictions, executions, and customs whatsoever in the same his exchequer which are reasonably used in our exchequer of England, and might fully and reasonably use and enjoy them there; and that he might have the jurisdiction and power of making and appointing his justices in eyre to hold pleas of the forest, and other justices to hold all manner of other pleas touching the assize of the forest, within the said county of Lancaster, during the life of our same uncle (saving always nevertheless all manner of other pleas and plaints arising in the said exchequer, or before the aforesaid justices, where we or our heirs should be, or should happen to be made, parties); and we did will that all the general words contained in the aforesaid grant of our same grandfather should remain in force during the life of our abovesaid uncle, notwithstanding the declaration and grant aforesaid, as in the charter and letters aforesaid more fully is contained. And now our aforesaid uncle hath besought us that we would deign to grant the above-said liberties, franchises, privileges, *jura regalia*, and all and every other the things to him above granted, to him and his heirs male of his body issuing, to have in the same manner as he now hath them, together with the said name of Duke of Lancaster in all times to come. We, weighing with due consideration the strenuous probity and most excellent wisdom of our aforesaid uncle, who hath ever shewn himself in times past, and unweariedly continues to prove, very ready to serve us and our realm, and at the same time most profitably, with his continual labor, charges, and counsel; and hoping undoubtedly that his

the Duke should have his exchequer,

and appointment of justices of the forest,

during the Duke's life.

The Duke having petitioned for a grant in tail-male,

in consideration of his high merits

Digitized by Google

suam ac brevia sua sub sigillo suo pro officio cancellariæ deputando conservanda, justitiarios suos tam ad placita coronæ quam ad quæcumque alia placita communem legem tangentia tenenda, ac cognitiones eorundem, et quascumque executiones per brevia sua et ministros suos ibidem faciendas, et quæcumque alia libertates et jura regalia ad Comitem Palatinum pertinentia, adeo libere et integre sicut Comes Cestriæ dinoscitur obtinere. Et quod habeant scaccarium suum in dicto comitatu Lancastriæ ac barones et alios ministros in eodem scaccario necessarios, necnon jurisdictiones executiones et consuetudines quascumque in scaccario nostro Angliæ rationabiliter usitatas, et eis ibidem plene gaudeant et rationabiliter utantur. Et quod habeant jurisdictionem et potestatem faciendi et constituendi justitiarios suos itinerantes ad placita forestæ et alios justitiarios ad quæcumque alia placita assisam forestæ tangentia infra dictum comitatum Lancastriæ tenenda imperpetuum (placitis tamen et querelis quibuscumque, ubi nos vel hæredes nostri in dicto scaccario vel coram præfatis justitiariis partes fuerimus vel fieri contingat, emergentibus, ac decimis quintisdecimis et aliis quotis et subsidiis nobis et hæredibus nostris per communitatem regni nostri, et decimis et aliis quotis per clerum ejusdem regni concessis et exnunc concedendis, aut eidem clero per sedem apostolicam impositis et imponendis, ac pardonationibus vitæ et membrorum in casu quo aliquis ejusdem comitatus, aut alius in eodem comitatu, pro delicto aliquo vitam vel membrum amittere debeat, ac etiam superioritate et potestate corrigendi ea quæ in curia ejusdem avunculi nostri vel dictorum hæredum suorum ibidem erronice facta fuerint, vel [si] idem avunculus noster seu dicti hæredes sui, aut eorum ministri, in justitia in curia sua facienda defecerint, semper salvis). Et quod idem avunculus noster et dicti hæredes sui, ad mandata

Digitized by Google

heirs male of his body lawfully begotten ought through the mediation of Divine Mercy to follow the footsteps of their progenitors, who have proceeded from so noble and royal a stock, in wisdom, honor, and prowess, and that they will be able, in times to come, mightily to avail and stand ourselves and our heirs and our realm in good stead, and being willing in regard of the premises graciously to assent to the aforesaid petition, with the assent of our present parliament, of our certain knowledge, and with cheerful heart, do grant for us and our heirs to our aforesaid uncle, that he and his heirs male of his body lawfully begotten may have within the county of Lancaster their chancery, and their writs to be sealed under their seal to be deputed for the office of the chancery, their justices to hold as well pleas of the crown as all other pleas whatsoever touching the common law, and the cognizance thereof, and all manner of execution to be made by their writs and their ministers there, and all other liberties and *jura regalia* pertaining to a Count Palatine, as freely and entirely as the Earl of Chester is well known to obtain. And that they may have their exchequer in the said county of Lancaster, and barons and other ministers necessary in the same exchequer, and also all jurisdictions, executions, and customs whatsoever, which are reasonably used in our exchequer of England, and may fully and reasonably use and enjoy them there; and that they may have the jurisdiction and power of making and appointing their justices in eyre to hold pleas of the forest, and other justices to hold all manner of other pleas touching the assize of the forest within the said county of Lancaster for ever. Saving always, nevertheless, all manner of other pleas and plaints arising in the said exchequer, or before the aforesaid justices, where we or our heirs shall be, or shall happen to

he and the heirs male of his body shall have in the county of Lancaster

their chancery,

justices to hold pleas,

and *jura regalia*, as freely as the Earl of Chester;

exchequer

and barons thereof,

and appointment of justices of the forest,

except where the Crown is party.

Digitized by Google

nostra et hæredum nostrorum, ad parliamenta et concilia nostra et hæredum nostrorum duos milites pro communitate comitatus prædicti et duos burgenses de quolibet burgo ejusdem comitatus ad tractandum cum aliis dicti regni nostri ad parliamenta et concilia venientibus de negotiis dicti regni in eisdem parliamentis et aliis exponendis mittere teneantur. Et quod idem avunculus noster et hæredes sui prædicti certos homines fideles et sufficientes ad hujusmodi decimas et quintasdecimas subsidia et alia quota, quotiens ea nobis aut hæredibus nostris in parliamentis seu conciliis concedi contigerit, assignent; ita quod nobis et hæredibus nostris de sic concessis respondeatur per eosdem. Quare volumus et firmiter præcipimus quod idem avunculus noster et hæredes sui prædicti habeant et teneant omnia et singula libertates franchesias privilegia scaccarium jura regalia et alia supradicta una cum dictis nomine et honore Ducis Lancastriæ (exceptis præexceptis) eodem modo ac adeo libere et integre sicut idem avunculus noster ea ad præsens habet et tenet, imperpetuum, sicut prædictum est. Hiis testibus Willielmo Archiepiscopo Cantuariensi totius Angliæ Primate, Thoma Archiepiscopo Eboracensi Angliæ Primate, Roberto Londinensi, Willielmo Wintoniensi, Cancellario nostro, Johanne Menevensi, Thesaurario nostro, Episcopis, Edmundo Eborum, Thoma Gloucestriæ, Ducibus, avunculis nostris carissimis, Ricardo Arundelliæ, Willielmo Sarum, Henrico Northumbriæ, Comitibus, Ricardo Lescrop, Johanne Devereux, Senescallo hospitii nostri, et aliis. Data per manum nostram apud Westmonasterium, sextodecimo die Februarii, anno regni nostri tertiodecimo.

RICARDUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ, archiepiscopis, episcopis, abbatibus, prioribus, ducibus, comitibus, baronibus, justitiariis, vicecomitibus, præpositis, ministris, et omnibus ballivis et fide-

Digitized by Google

be made, parties; and saving always the tenths, fifteenths, and other contributions and subsidies granted and hereafter to be granted to us and our heirs by the commonalty of our realm, and the tenths and other contributions granted or hereafter to be granted by the clergy of the same realm, or imposed and to be imposed upon the same clergy by the apostolic see; and the pardon of life and limbs in case that any person of the same county, or other person in the same county, ought for any delict to lose his life or limb; and also the superiority and power of correcting those things which shall have been erroneously done there in the court of our same uncle or his said heirs; or if our same uncle, or his said heirs or their ministers, shall fail in doing justice in their court. And that our same uncle and his said heirs, at the mandates of us and our heirs, shall be held to send to the parliaments and councils of us and our heirs two knights for the commonalty of the shire aforesaid, and two burgesses from every borough of the same shire, to treat with the others of our said realm coming to the parliaments and councils concerning the affairs of the said realm in the same parliaments and councils to be declared: and that our same uncle and his heirs shall assign certain trusty and sufficient men for the like tenths and fifteenths, subsidies, and other contributions, so often as they shall happen to be granted to us or our heirs in parliament or council; so that we and our heirs may by the same men be answered in respect of such grants. Wherefore we will and strictly command that our same uncle and his heirs aforesaid shall have and hold all and every the abovesaid liberties, franchises, privileges, exchequer, *jura regalia*, and other things, together with the said name and honor of Duke of Lancaster, except as before excepted, in the same manner and as freely and entirely as our same uncle

Saving of parliamentary aids and taxes,

pardon of life,

and correction of erroneous judgments,

or in failure of justice.

The Duke and his said heirs to send members to parliament for the shire and boroughs,

and to assign collectors of subsidies and taxes granted by parliament.

Title of Duke of Lancaster.

Digitized by Google

libus suis, salutem. Inspeximus cartam Domini Edwardi nuper Regis Angliæ, avi nostri, factam in hæc verba: *EDWARDUS* Dei gratia Rex Angliæ Dominus Hiberniæ et Aquitaniæ, archiepiscopis, episcopis, abbatibus, prioribus, comitibus, baronibus, justitiariis, vicecomitibus, præpositis, ministris, et omnibus ballivis et fidelibus suis salutem. Sciatis quod cum nuper considerantes qualiter comitatus Lancastriæ, et plura castra, villæ, maneria, terræ, et tenementa, cum pertinentiis, tam in comitatibus Lincolniæ et Derbiæ quam in diversis aliis comitatibus regni nostri, quæ fuerunt Henrici nuper Ducis Lancastriæ et Comitis Lincolniæ et Derbiæ post mortem ipsius Ducis, (quædam, videlicet, ad Johannem Comitem Richemondiæ filium nostrum carissimum et Blanchiam uxorem ejus unam filiarum et hæredum prædicti Ducis, juxta partitionem inter ipsos et Matildem tunc alteram filiarum et hæredum ipsius Ducis factam per descensum hæreditarium fuerint devoluta, et quædam eisdem Comiti et Blanchiæ, juxta ordinationem et concessionem prædicti Ducis dum vixit, sub certa forma sunt remansura,) ac volentes proinde eidem filio nostro, ut se juxta status sui nobilitatem decentius manutenere valeat, gratiam facere specialem, concesserimus pro nobis et hæredibus nostris præfato Johanni nunc Comiti Lancastriæ et Richemondiæ, quod ipse et hæredes sui de corpore suo et corpore prædictæ Blanchiæ legitime procreati imperpetuum haberent retorna omnium brevium nostrorum et hæredum nostrorum, et omnia placita de vetito namio in terris et feodis de hæreditate prædicti Ducis, quæ tunc in manibus ipsorum Comitis et Blanchiæ extiterunt, et quæ imposterum eis juxta ordinationem et concessionem prædictas sunt remansura cum ad manus suas devenerint; et etiam omnes fines et amerciamenta omnium hominum et tenentium suorum,

Digitized by Google

at present has and holds them, for ever, as is aforesaid. These being witnesses, William Archbishop of Canterbury, Primate of all England; Thomas Archbishop of York, Primate of England; Robert Bishop of London; William Bishop of Winchester, our Chancellor; John Bishop of Saint David's, our Treasurer; our most dear uncles, Edmund Duke of York, and Thomas Duke of Gloucester; Richard Earl of Arundel; William Earl of Salisbury; Henry Earl of Northumberland; Richard Lescrope; John Devereux, Steward of our household, and others. Given under our hand at Westminster, on the sixteenth day of February, in the thirteenth year of our reign.

29th June, 20 Ric. 2. A.D. 1396.

RICHARD, by the grace of God, King of England and France, and Lord of Ireland, to his archbishops, bishops, abbots, priors, dukes, earls, barons, justices, sheriffs, reeves, ministers, and all his bailiffs and faithful people, greeting. We have inspected the charter of the Lord Edward, late King of England, our grandfather, made in these words: *EDWARD*, by the grace of God, King of England, Lord of Ireland and Aquitaine, to his archbishops, bishops, abbots, priors, earls, barons, justices, sheriffs, reeves, ministers, and all his bailiffs and faithful people, greeting. Know ye, that whereas we, lately considering how that the county of Lancaster, and many castles, towns, manors, lands, and tenements, with their appurtenances, as well in the counties of Lincoln and Derby, as in divers other counties of our realm, which were of Henry late Duke of Lancaster and Earl of Lincoln and Derby, lately after the death of the same Duke had devolved, to wit, some by hereditary descent, upon John Earl of Richmond, our most dear son, and Blanche his wife, one of the daughters and co-heirs of the aforesaid Duke, according to the partition made

12th May, 36 Edw. 3. A.D. 1362.

Recital of Charter dated 13th Nov. 35 Edw. 3.

Digitized by Google

ubicumque ipsos homines et tenentes in curiis nostris et hæredum nostrorum amerciari vel fines facere contingeret, necnon omnia catalla omnium hominum et tenentium suorum felonum et fugitivorum et dampnatorum, prout in carta nostra inde confecta plenius continetur. Ac jam omnia terræ et tenementa cum pertinentiis quæ prædicta Matildis tenuit in propartem suam prædictam, de omnibus terris et tenementis prædictis quæ fuerunt prædicti Ducis, necnon quædam alia terræ et tenementa cum pertinentiis in comitatibus Norfolciæ et Suffolciæ quæ eadem Matildis tenuit de hæreditate ipsius Ducis ex dono et feoffamento Johannis Episcopi Lincolniensis, Ricardi Comitis Arundelliæ, Roberti de la Mare, Johannis de Buklond, Johannis Charnels, Walteri Power, Simonis Symeon et Johannis Neumarche, per mortem ejusdem Matildis præfatis Comiti et Blanchiæ, ut sorori et hæredi prædictæ Matildis jure hæreditario descenderint. Nos volentes prædictos Comitem et Blanchiam favore prosequi gratioso, concessimus et hac carta nostra confirmavimus præfato Comiti quod ipse et hæredes sui de corpore suo et corpore prædictæ Blanchiæ legitime procreati imperpetuum habeant retorna omnium brevium nostrorum et hæredum nostrorum, et omnia placita de vetito namio, tam in terris et feodis quæ iidem Comes et Blanchia de proparte ipsius Blanchiæ prædicta, quam in terris et feodis quæ fuerunt prædictæ Matildis et quæ ipsi Comes et Blanchia ut soror et hæres ejusdem Matildis jam tenent de hæreditate prædicta, et etiam in terris et feodis, quæ eisdem Comiti et Blanchiæ sunt de eadem hæreditate imposterum remansura vel reversura, cum ad manus suas devenerint, et etiam omnes fines et amerciamenta omnium hominum et tenentium suorum ubicumque ipsos homines et tenentes in curiis nostris et hæredum nostrorum amerciari vel fines facere contigerit;

Digitized by Google

between them and Matilda, the then other daughter and co-heir of the same Duke, and some were to remain, under a certain form, to the same Earl and Blanche, according to an ordinance and grant of the aforesaid Duke whilst he lived, and being willing, therefore, to shew especial favor to the same our son, in order that he might the more decently maintain himself according to the nobility of his station, did grant for us and our heirs to the aforesaid John now Earl of Lancaster and Richmond, that he and his heirs of his body and the body of the aforesaid Blanche, lawfully begotten, for ever should have the return of all writs of us and our heirs, and all pleas of withernam in the lands and fees of the heritage of the aforesaid Duke, which then were in the hands of the same Earl and Blanche, and which thereafter were to remain to them according to the ordinance and grant aforesaid, when they should come into their hands; and also all fines and amercements of all their men and tenants wheresoever it should happen that such men and tenants should make fine or be amerced in the courts of us and our heirs; and also all the chattels of all their men and tenants, being felons and fugitives and persons condemned, as in our charter thereof made more fully is contained. And now all the lands and tenements, with their appurtenances, which the aforesaid Matilda held as her purparty aforesaid of all the lands and tenements aforesaid which were of the aforesaid Duke, and also certain other lands and tenements, with appurtenances, in the counties of Norfolk and Suffolk, which the same Matilda held of the inheritance of the same Duke by the gift and feoffment of John Bishop of Lincoln, Richard Earl of Arundel, Robert de la Mare, John de Buklond, John Charnels, Walter Power, Simon Symeon, and John Neumarche, have by the death of the same Matilda descended by here-

and descent of Matilda's portion on Blanche, the surviving co-heir.

Digitized by Google

necnon omnia catalla omnium hominum et tenentium suorum, felonum et fugitivorum et dampnatorum. Quare volumus et firmiter præcipimus pro nobis et hæredibus nostris quod prædictus Comes et hæredes sui prædicti imperpetuum habeant retorna omnium brevium nostrorum et hæredum nostrorum, et omnia placita de vetito namio in terris et feodis suis prædictis; ac omnes fines et amerciamenta omnium hominum et tenentium suorum prædictorum, ubicumque ipsos homines et tenentes in curiis nostris et hæredum nostrorum amerciari vel fines facere contigerit; ac etiam omnia catalla omnium hominum et tenentium suorum, felonum, fugitivorum, et dampnatorum, sicut prædictum est, et eodem modo quo Henricus nuper Comes Lancastriæ pater prædicti Ducis, vel idem Dux, quibus consimiles libertates in terris et feodis suis habendas successive per cartas nostras concessimus, easdem libertates habuit et eis rationabiliter uti consuevit. Hiis testibus S. Archiepiscopo Cantuariensi totius Angliæ Primate, W. Wintoniensi Episcopo Cancellario nostro, S. Eliensi Episcopo Thesaurario nostro, Edwardo Principe Walliæ primogenito nostro carissimo, Ricardo Arundelliæ, Thoma Warwici, et Willielmo Sarum, Comitibus, et aliis. Data per manum nostram apud Westmonasterium duodecimo die Maii, anno regni nostri tricesimo sexto. INSPEXIMUS etiam quandam cartam nostram factam in hæc verba: *RICARDUS* Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ, omnibus ad quos præsentes literæ pervenerint, salutem. Inspeximus quandam cartam carissimi Domini et avi nostri Domini Edwardi nuper Regis Angliæ defuncti, nuper factam carissimo avunculo nostro Johanni Regi Castellæ et Legionis Duci Lancastriæ, filio ipsius avi nostri, per nomen Johannis Ducis Lancastriæ, et Blanchiæ nuper uxori ejus in hæc verba: *Edwardus*

Digitized by Google

ditary right to the aforesaid Earl and Blanche, as sister and heir of the aforesaid Matilda:—We, willing to pursue with our gracious favor the aforesaid Earl and Blanche, have granted and by this our charter have confirmed to the aforesaid Earl, that he and his heirs of his body and the body of the aforesaid Blanche, lawfully begotten, for ever may have the return of all writs of us and our heirs, and all pleas of withernam, as well in the lands and fees which the same Earl and Blanche now hold of the aforesaid purparty of the same Blanche, as in the lands and fees which were of the aforesaid Matilda, and which the same Earl, and Blanche as sister and heir of the same Matilda, now hold of the inheritance aforesaid, and also in the lands and fees of the same inheritance which are hereafter to remain or revert to the same Earl and Blanche, when they shall come into their hands; and also all fines and amercements of all their men and tenants wheresoever the same men and tenants shall happen to make fine or be amerced in the courts of us and our heirs; and also all the chattels of all their men and tenants, being felons and fugitives and persons condemned. Wherefore we will and strictly command for us and our heirs, that the aforesaid Earl and his heirs aforesaid for ever shall have the return of all writs of us and our heirs, and all pleas of withernam in their lands and fees aforesaid; and all fines and amercements of all their men and tenants aforesaid, wheresoever the same men and tenants shall happen to make fine or be amerced in the courts of us and our heirs; and also all the chattels of their men and tenants, being felons and fugitives and persons condemned, as is aforesaid, and in the same manner in which Henry late Earl of Lancaster, father of the aforesaid Duke, or the same Duke, to whom we granted by our charters successively to have the like liberties in their lands

Return of writs.

Pleas of withernam.

Fines and amercements.

Chattels of felons.

Digitized by Google

Dei gratia Rex Angliæ, Dominus Hiberniæ et Aquitaniæ, archiepiscopis, episcopis, ducibus, abbatibus, prioribus, comitibus, baronibus, justitiariis, vicecomitibus, præpositis, ministris, et omnibus ballivis et fidelibus suis, salutem. Sciatis quod cum nos nuper septimo die Maii anno regni nostri sexto decimo per cartam nostram concesserimus pro nobis et hæredibus nostris Henrico tunc Comiti Lancastriæ quod ipse et hæredes sui de corpore suo procreati et omnes homines sui imperpetuum essent quieti de pavagio passagio paagio lastagio stallagio tallagio cariagio pesagio piccagio et terragio per totum regnum et potestatem nostram; et quod idem Comes et hæredes sui prædicti imperpetuum haberent retorna omnium brevium nostrorum et hæredum nostrorum ac summonitionum de scaccario nostro et hæredum nostrorum, et attachiamenta tam de placitis coronæ quam de aliis quibuscunque in omnibus terris et feodis suis; ita quod nullus vicecomes vel alius ballivus seu minister noster vel hæredum nostrorum terras seu feoda illa ingrederetur ad executiones eorundem brevium et summonitionum, seu ad attachiamenta de placitis coronæ vel aliis prædictis aut aliquod aliud officium ibidem faciendum, nisi in defectum ipsius Comitis et hæredum suorum prædictorum ac ballivorum et ministrorum suorum in terris et feodis suis prædictis. Et quod haberent catalla hominum et tenentium suorum felonum et fugitivorum; ita quod si quis hominum vel tenentium suorum pro delicto suo vitam vel membrum deberet amittere vel fugeret et judicio stare nollet vel aliud quodcumque delictum faceret pro quo catalla sua deberet perdere, ubicunque justitia de eo fieret, sive in curia nostra vel hæredum nostrorum sive in alia curia, ipsa catalla essent ipsius Comitis et hæredum suorum prædictorum, et quod liceret eis vel ministris suis sine impedimento nostri vel hæredum

Digitized by Google

and fees, had the same liberties and was accustomed reasonably to use them. These being witnesses, Simon Archbishop of Canterbury, Primate of all England; William Bishop of Winchester, our Chancellor; Simon Bishop of Ely, our Treasurer; Edward Prince of Wales, our most dear eldest son; Richard Earl of Arundel; Thomas Earl of Warwick; and William Earl of Salisbury, and others. Given under our hand at Westminster on the twelfth day of May, in the thirty-sixth year of our reign. WE have inspected also a certain charter of ours made in these words: *RICHARD*, by the grace of God, King of England and France, and Lord of Ireland, to all to whom the present letters shall come, greeting. We have inspected a certain charter of our most dear Lord and grandfather Lord Edward, late King of England, deceased, lately made to our dearest uncle John King of Castille and Leon, Duke of Lancaster, son of our same grandfather, by name of John Duke of Lancaster, and to Blanche, late his wife, in these words: *EDWARD*, by the grace of God, King of England, Lord of Ireland and Aquitaine, to his archbishops, bishops, dukes, abbots, priors, earls, barons, justices, sheriffs, reeves, ministers, and all his bailiffs and faithful people, greeting. Know ye, that whereas we did lately, on the seventh day of May, in the sixteenth year of our reign, grant by our charter, for us and our heirs, to Henry then Earl of Lancaster, that he and his heirs of his body begotten, and all his men for ever, should be quit of paviage, passage, payage, lastage, stallage, tallage, carriage, pesage, picage, and groundage throughout all our realm and dominions; and that the same Earl and his heirs aforesaid for ever should have the return of all writs of us and our heirs, and summons of the exchequer of us and our heirs, and the attachment as well of pleas of the crown as of other pleas

15th Sept. 1 Ric. 2. A.D. 1377.

14th July, 38 Edw. 3, A.D. 1364.

Recital of Charter of 7th May, 16 Edw. 3. to Henry Earl of Lancaster.

Digitized by Google

nostrorum vicecomitum aut aliorum ballivorum seu ministrorum nostrorum quorumcunque ponere se in seisinam de catallis prædictis et ea ad usum ipsius Comitis et hæredum suorum prædictorum retinere. Et etiam quod haberent imperpetuum omnes fines pro transgressionibus et aliis delictis quibuscunque et fines pro licentia concordandi, et omnia amerciamenta redemptiones et exitus forisfactos; ac forisfacturas, annum diem vastum et streppum, et omnia quæ ad nos et hæredes nostros pertinere possent de hujusmodi anno die vasto et murdris de omnibus hominibus et tenentibus de terris et feodis suis quibuscunque in quibuscunque curiis nostris et hæredum nostrorum homines et tenentes illos, tam coram nobis et hæredibus nostris, et in cancellaria nostra et hæredum nostrorum, et coram thesaurario et baronibus nostris et hæredum nostrorum de scaccario, et coram justitiariis nostris et hæredum nostrorum de banco, et coram senescallo et marescallis seu clerico mercati hospitii nostri et hæredum nostrorum, ac aliis curiis nostris et hæredum nostrorum, quam coram justitiariis itinerantibus ad communia placita et ad placita forestæ et quibuscunque aliis justitiariis et ministris nostris et hæredum nostrorum, tam in præsentia nostra et hæredum nostrorum quam in absentia nostra et hæredum nostrorum, fines facere vel amerciari, exitus forisfacere, annum diem et vastum seu forisfacturas et murdra adjudicari contingeret; quæ fines, amerciamenta, redemptiones, exitus, annus dies vastum sive streppum, forisfacturæ et murdra, ad nos vel hæredes nostros pertinere possent, si præfato Comiti et hæredibus suis prædictis concessa non fuissent. Ita quod idem Comes et hæredes sui prædicti, per se vel per ballivos et ministros suos, fines, amerciamenta, redemptiones, exitus, et forisfacturas hujusmodi hominum et tenen-

Digitized by Google

whatsoever in all their lands and fees; so that no sheriff or other bailiff or minister of us or our heirs should enter those lands or fees to execute the same writs and summons, or to make attachment of the pleas of the crown or other pleas aforesaid, or to do any other office there, unless in default of the same Earl and his heirs aforesaid, and their bailiffs and ministers in their lands and fees aforesaid. And that they should have the chattels of their men and tenants being felons and fugitives; so that if any one of their men or tenants ought to lose life or limb for his offence, or should flee and be unwilling to stand his trial, or commit any other offence for the which he ought to lose his chattels, wheresoever justice should be had of him, whether in the court of us or our heirs, or in any other court, such chattels should belong to the same Earl and his heirs aforesaid, and that it should be lawful for them or their ministers, without hinderance of us or our heirs, or of our sheriffs or other bailiffs or ministers whomsoever, to put themselves in seizin of the chattels aforesaid, and to retain them to the use of the same Earl and his heirs aforesaid. And also that they should have for ever all fines for trespasses and other offences whatsoever, and fines for licence to agree, and all amercements, ransoms, and forfeited issues and forfeitures, year, day, waste, and estrepement, and all things which could pertain to us and our heirs of the like year, day, and waste, and murders, in respect of all the men and tenants of their lands and fees whatsoever, in any soever of the courts of us and our heirs, where such men and tenants should happen to make fine, or be amerced or forfeit issues, or such year, day, and waste, or forfeitures and murders happen to be adjudged, as well before us and our heirs, and in the chancery of us and our heirs,

Digitized by Google

tium suorum prædictorum, et omnia quæ ad nos et hæredes nostros pertinere possent de anno die et vasto sive streppo et murdris prædictis, levare percipere et habere possent,—sine occasione vel impedimento nostri aut hæredum nostrorum, justitiariorum, escaetorum, vicecomitum, coronatorum, aut aliorum ballivorum seu ministrorum nostrorum quorumcunque. Quam quidem cartam post mortem prædicti Comitis Henricus filius et hæres ejusdem Comitis, cui omnia terræ et tenementa quæ fuerunt ipsius Comitis jure hæreditario descendebant, nobis ex certis causis reddidit cancellandam, et ea de causa carta illa cancellatur sicut per inspectionem rotulorum cancellariæ nostræ nobis constat. Nos advertentes ea quæ sic in feodo talliato præfato Comiti et hæredibus de corpore suo procreatis per nos concessa fuerunt, et de quibus prædictus Comes virtute concessionis nostræ prædictæ fuit seisitus in dominico suo ut de feodo die quo obiit, per redditionem cartæ prædictæ nobis per prædictum Henricum filium Henrici sic factam, aut per quodcunque aliud factum ejusdem Henrici filii, in præjudicium et exhæredationem hæredum suorum de corpore suo exeuntium, secundum legem et consuetudinem regni nostri adnullari non posse, sed in suo robore permanere debere, ac volentes ea consideratione carissimo filio nostro Johanni nunc Duci Lancastriæ qui Blanchiam, filiam et hæredem prædicti Henrici filii Henrici postmodum Ducis Lancastriæ, duxit in uxorem, et eidem Blanchiæ, qui quidem Johannes et Blanchia omnia terras et tenementa, quæ fuerunt tam prædicti Henrici patris quam præfati Henrici filii jure hæreditario, ut in jure prædictæ Blanchiæ de corpore prædicti Henrici filii Henrici procreatæ, jam tenent, gratiam facere specialem, dictam concessionem nostram præfato Henrico Comiti, ut præmittitur, factam, præfatis Johanni nunc Duci Lancastriæ et Blanchiæ

Digitized by Google

and before the treasurer and barons of the exchequer of us and our heirs, and before the justices of the bench of us and our heirs, and before the steward and marshals or the clerk of the market of the household of us and our heirs, and in other the courts of us and our heirs, as before the justices in eyre, to hold common pleas and pleas of the forest, and before all other justices and ministers of us and our heirs whomsoever, as well in presence of us and our heirs as in absence of us and our heirs; which fines, amercements, ransoms, issues, year, day, waste, or estrepement, forfeitures, and murders, would have pertained to us or our heirs, if they had not been granted to the aforesaid Earl and his heirs aforesaid. So that the same Earl and his heirs aforesaid, by themselves or by their bailiffs and ministers, might levy, perceive, and have the fines, amercements, ransoms, issues, and forfeitures of such their men and tenants aforesaid, and all things which could pertain to us and our heirs of the year, day, and waste or estrepement, and murders aforesaid,—without let or hinderance of us or our heirs, or of our justices, escheators, sheriffs, coroners, or other our bailiffs or ministers whomsoever. Which said charter, after the death of the aforesaid Earl, Henry, son and heir of the same Earl (to whom all the lands and tenements which were of the same Earl did by hereditary right descend), for certain causes surrendered unto us to be cancelled, and therefore the charter is cancelled, as to us appears by inspection of the rolls of our chancery. We, taking into consideration that those things which had been so granted by us in fee-tail to the aforesaid Earl and the heirs of his body begotten, and whereof the aforesaid Earl by virtue of our grant aforesaid was seised in his demesne as of fee on the day of his death, could not

Surrender thereof by the son and heir of the grantee.

The grant in fee-tail could not legally be annulled.

Digitized by Google

uxori ejus duximus innovandam, et concessimus et hac carta nostra confirmavimus, pro nobis et hæredibus nostris, eisdem Johanni Duci et Blanchiæ quod ipsi et hæredes sui de corporibus ipsorum Johannis et Blanchiæ procreati et omnes homines sui de terris et feodis quæ fuerunt prædicti Henrici patris dicto septimo die Maii imperpetuum sint quieti de pavagio, passagio, paagio, lastagio, stallagio, tallagio, cariagio, pesagio, piccagio, et terragio per totum regnum et potestatem nostram; et etiam quod iidem Dux et Blanchia et hæredes sui prædicti imperpetuum habeant retorna omnium brevium nostrorum et hæredum nostrorum, ac summonitionum de scaccario nostro et hæredum nostrorum, et attachiamenta tam de placitis coronæ quam de aliis quibuscunque in omnibus terris et feodis prædictis; ita quod nullus vicecomes vel alius ballivus seu minister noster vel hæredum nostrorum terras seu feoda illa ingrediatur ad executiones eorundem brevium et summonitionum, seu ad attachiamenta de placitis coronæ vel aliis prædictis aut aliquod aliud officium ibidem faciendum, nisi in defectum ipsorum Ducis et Blanchiæ et hæredum suorum prædictorum ac ballivorum et ministrorum suorum in terris et feodis suis prædictis. Et etiam quod habeant catalla hominum et tenentium suorum felonum et fugitivorum; ita quod si quis hominum vel tenentium suorum pro delicto suo vitam vel membrum debeat amittere vel fugerit et judicio stare noluerit vel aliud quodcunque delictum fecerit pro quo catalla sua debeat perdere, ubicunque justitia de eo fieri debeat sive in curia nostra vel hæredum nostrorum sive in alia curia, ipsa catalla sint ipsorum Ducis et Blanchiæ et hæredum suorum prædictorum, et quod liceat eis seu ministris suis sine impedimento nostri vel hæredum nostrorum vicecomitum aut aliorum ballivorum seu ministrorum nostrorum quo-

Digitized by Google

by any surrender of the charter aforesaid to us so made by the aforesaid Henry the son of Henry, nor by any other act of the same Henry the son, in prejudice and disherison of his heirs of his body issuing, be annulled according to the law and custom of our realm, but ought to remain in their full force, and being willing, with that consideration, to shew especial favor to our most dear son John now Duke of Lancaster (who took to wife Blanche, daughter and heir of the aforesaid Henry son of Henry, afterwards Duke of Lancaster), and to the same Blanche, which same John and Blanche now hold by hereditary right, as in right of the aforesaid Blanche, begotten of the body of the aforesaid Henry son of Henry, all the lands and tenements which were as well of the aforesaid Henry the father, as of the aforesaid Henry the son, have thought fit to renew our said grant, made as is premised to the aforesaid Earl Henry, unto the aforesaid John now Duke of Lancaster and Blanche his wife; and we have granted, and by this our charter have confirmed, for us and our heirs, to the same Duke John and Blanche, that they and their heirs of the bodies of the same John and Blanche begotten, and all their men of the lands and fees which were of the aforesaid Henry the father on the said seventh day of May, may be for ever quit of paviage, passage, payage, lastage, stallage, tallage, carriage, pesage, picage, and groundage throughout all our realm and dominion; and also that the same Duke and Blanche, and their heirs aforesaid for ever, may have the return of all writs of us and our heirs, and summons of the exchequer of us and our heirs, and the attachment as well of pleas of the crown as of other pleas whatsoever in all the lands and fees aforesaid; so that no sheriff, or other bailiff or minister of us or our heirs, may enter those lands or fees, to execute

Renewed in favor of John Duke of Lancaster, and Blanche his wife, daughter and heir of Henry the late Duke.

Acquittance of tolls, &c.

Return of writs and summons of the exchequer.

Attachment of pleas of the crown.

Digitized by Google

rumcunque ponere se in seisinam de catallis prædictis et ea ad usum ipsorum Ducis et Blanchiæ et hæredum suorum prædictorum retinere. Et etiam quod habeant imperpetuum omnes fines pro transgressionibus et aliis delictis quibuscunque et etiam fines pro licentia concordandi, ac omnia amerciamenta redemptiones et exitus forisfactos, ac forisfacturas, annum diem et vastum et streppum, et omnia quæ ad nos et hæredes nostros pertinere poterunt de hujusmodi anno die et vasto et murdris de omnibus hominibus et tenentibus de dictis terris et feodis quæ fuerunt dicti Henrici patris dicto septimo die Maii, in quibuscunque curiis nostris et hæredum nostrorum homines et tenentes illos, tam coram nobis et hæredibus nostris, et in cancellaria nostra et hæredum nostrorum, ac coram thesaurario et baronibus nostris et hæredum nostrorum de scaccario, et coram justitiariis nostris et hæredum nostrorum de banco, ac coram senescallo et marescallis seu clerico mercati hospitii nostri et hæredum nostrorum, qui pro tempore fuerint, et aliis curiis nostris et hæredum nostrorum, quam coram justitiariis itinerantibus ad communia placita et ad placita forestæ et quibuscunque aliis justitiariis et ministris nostris et hæredum nostrorum, tam in præsentia nostra et hæredum nostrorum quam in absentia nostra et hæredum nostrorum, fines facere vel amerciari, exitus forisfacere, annum diem et vastum seu forisfacturas et murdra adjudicari contigerit; quæ fines, amerciamenta, redemptiones, exitus, annus dies vastum sive streppum, forisfacturæ et murdra, ad nos vel hæredes nostros possent pertinere, si præfatis Duci et Blanchiæ et hæredibus suis prædictis concessa non fuissent. Ita quod iidem Dux et Blanchia et hæredes sui prædicti, per se vel per ballivos et ministros suos, fines, amerciamenta, redemptiones, exitus, et forisfacturas hujusmodi hominum et

Digitized by Google

the same writs and summons, or to make attachment of the pleas of the crown or other pleas aforesaid, or to do any other office there, unless in default of the same Duke and Blanche, and their heirs aforesaid, and their bailiffs and ministers in their lands and fees aforesaid. And also that they may have the chattels of their men and tenants being felons and fugitives; so that if any one of their men or tenants ought to lose life or limb for his offence, or should flee and be unwilling to stand his trial, or commit any other offence for the which he ought to lose his chattels, wheresoever justice should be had of him, whether in the court of us or our heirs, or in any other court, such chattels shall belong to the same Duke and Blanche, and their heirs aforesaid. And that it shall be lawful for them or their ministers, without hinderance of us or our heirs, or of our sheriffs, or other bailiffs or ministers whomsoever, to put themselves in seizin of the chattels aforesaid, and retain them to the use of the same Duke and Blanche, and their heirs aforesaid. And also that they may have for ever all fines for trespasses and other offences whatsoever, and also the fines for licence to agree, and all amercements, ransoms, and forfeited issues and forfeitures, year, day, and waste, and estrepement, and all things which can pertain to us and our heirs, of the like year, day, and waste, and murders, in respect of all the men and tenants of the said lands and fees, which were of the said Henry the father on the said seventh day of May, in any soever of the courts of us and our heirs, where such men and tenants shall happen to make fine, or be amerced, or forfeit issues, or such year, day, and waste, or forfeitures and murders, happen to be adjudged, as well before us and our heirs, and in the chancery of us and our heirs, and before the

Chattels of felons.

Fines and amercements, forfeited issues, forfeitures, &c.

Digitized by Google

tenentium suorum prædictorum, et omnia quæ ad nos et hæredes nostros pertinere poterunt de anno die et vasto sive streppo et murdris prædictis, levare percipere et habere possint,—sine occasione vel impedimento nostri vel hæredum nostrorum, justitiariorum, escaetorum, vicecomitum, coronatorum, aut aliorum ballivorum seu ministrorum nostrorum quorumcunque. Quare volumus et firmiter præcipimus pro nobis et hæredibus nostris quod præfati Dux et Blanchia et hæredes sui prædicti imperpetuum habeant omnes libertates prædictas sicut prædictum est, et eis et earum qualibet decætero plene gaudeant et utantur, redditione seu cancellatione cartæ prædictæ non obstante. Ita quod si prædicti Dux et Blanchia sine hærede de corporibus suis exeunte obierint, tunc omnes et singulæ libertates prædictæ, post mortem ipsorum Ducis et Blanchiæ ad nos et hæredes nostros integre revertantur. Hiis testibus, venerabilibus patribus, Simone Eliensi Cancellario, Johanne Bathoniensi et Wellensi Thesaurario, nostris, Episcopis, Leonello Duce Clarenciæ filio nostro carissimo, Humfrido de Bohun Herefordiæ, Ricardo Arundelliæ, Comitibus, Edwardo le Despenser Domino de Glamorgan et Morgannowe, Guidone de Bryan, Johanne atte Lee Senescallo hospitii nostri, et aliis. Data per manum nostram apud Westmonasterium quartodecimo die Julii, anno regni nostri tricesimo octavo. *NOS* autem cartam supradictam ac omnes donationes concessiones et omnia alia in eadem contenta pro nobis et hæredibus nostris tenore præsentium ratificamus et confirmamus, juxta tenorem et effectum cartæ supradictæ. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Westmonasterium quintodecimo die Septembris anno regni nostri primo. INSPEXIMUS insuper quandam aliam cartam nostram factam in hæc verba:

Digitized by Google

treasurer and barons of the exchequer of us and our heirs, and before the justices of the bench of us and our heirs, and before the steward and marshals, or the clerk of the market of the household of us and our heirs for the time being, and in other the courts of us and our heirs, as before the justices in eyre, to hold common pleas and pleas of the forest, and before all other justices and ministers of us and our heirs whomsoever, as well in presence of us and our heirs as in absence of us and our heirs; which fines, amercements, ransoms, issues, year, day, waste, or estrepement, forfeitures, and murders, would pertain to us or our heirs, if they had not been granted to the aforesaid Duke and Blanche, and their heirs aforesaid. So that the same Duke and Blanche, and their heirs aforesaid, by themselves or by their bailiffs and ministers, may levy, perceive, and have the fines, amercements, ransoms, issues, and forfeitures of such their men and tenants aforesaid, and all things which can pertain to us and our heirs of the year, day, and waste, or estrepement and murders aforesaid,—without let or hinderance of us or our heirs, or of our justices, escheators, sheriffs, coroners, or other our bailiffs or ministers whomsoever. Wherefore we will and strictly command for us and our heirs, that the aforesaid Duke and Blanche, and their heirs aforesaid, shall have all the liberties aforesaid for ever, as is aforesaid, and shall henceforth fully enjoy and use them and every of them, notwithstanding the surrender or cancelling of the charter aforesaid. So that if the aforesaid Duke and Blanche shall die without heir of their bodies issuing, then all and every the liberties aforesaid, after the death of the same Duke and Blanche, shall entirely revert to us and our heirs. These being witnesses, the venerable fathers, Simon Bishop of Ely, our Chancellor; John

Digitized by Google

RICARDUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ omnibus ad quos præsentes literæ pervenerint salutem. Inspeximus quandam cartam indentatam nuper factam inter carissimum dominum et avum nostrum Dominum Edwardum Regem Angliæ defunctum et carissimum filium suum Johannem Regem Castellæ et Legionis Ducem Lancastriæ, avunculum nostrum, et sub magno sigillo prædicti avi nostri sigillatam, in hæc verba: *Hæc* carta indentata facta inter magnificum principem Dominum Edwardum Regem Angliæ et Franciæ et carissimum filium suum Johannem Regem Castellæ et Legionis et Ducem Lancastriæ illustrem testatur quod cum idem Dominus Rex Angliæ præfatum Johannem nunc Regem Castellæ in Comitem Richemondiæ præfecerit, et comitatum Richemondiæ ac honorem castra maneria terras tenementa et omnia alia loca ad dictum comitatum pertinentia quæ Johannes nuper Dux Britanniæ et Comes loci prædicti habuit ibidem, præfato Johanni Regi Castellæ per nomen Comitis Richemondiæ, habenda et tenenda sibi et hæredibus de corpore suo exeuntibus dederit et concesserit per cartam suam, prout in carta prædicta plane liquet: Jamque dictus Johannes Rex Castellæ, cum prælatis proceribus comitibus magnatibus nobilibus et sapientibus de concilio regio existentibus præhabitis super hoc diversis tractatibus, perpendens et advertens quod si comitatus honor castra maneria terræ tenementa et loca prædicta in se et solium regium, a quo prius exiverant, transferentur, in ipsius Regis Angliæ et totius regni Angliæ commodum tenderet, quietem pariter et honorem. Et propterea dictus Johannes Rex Castellæ, sicut gratus filius, patris sui beneplacita, honorem et commodum regni Angliæ, suis propriis utilitatibus anteponens, pura et spontanea voluntate sua, causis et occasionibus antedictis,

Digitized by Google

Bishop of Bath and Wells, our Treasurer; our most dear son Lionel Duke of Clarence; Humphrey de Bohun, Earl of Hereford; Richard Earl of Arundel; Edward le Despenser, Lord of Glamorgan and Morgannowe; Guy de Brian; John atte Lee, Steward of our household, and others. Given under our hand at Westminster, on the fourteenth day of July, in the thirty-eighth year of our reign. *AND* we the charter abovesaid, and all the donations, grants, and all other things therein contained, do for us and our heirs, by the tenor of these presents, ratify and confirm according to the tenor and effect of the charter abovesaid. In witness whereof we have caused these our letters to be made patent. Witness ourself at Westminster, on the fifteenth day of September, in the first year of our reign. WE have inspected, moreover, a certain other charter of ours made in these words: *RICHARD*, by the grace of God, King of England and France, and Lord of Ireland, to all to whom the present letters shall come, greeting. We have inspected a certain Charter indented, lately made between our most dear Lord and grandfather, Lord Edward late King of England, deceased, and his most dear son John King of Castille and Leon, Duke of Lancaster, our uncle, and sealed under the great seal of our aforesaid grandfather, in these words: *This* Charter indented, made between the high and mighty prince, Lord Edward King of England and France, and his most dear son John, the illustrious King of Castille and Leon and Duke of Lancaster, witnesseth, that, whereas the same Lord the King of England did advance the aforesaid John, now King of Castille, to be Earl of Richmond, and by his charter did give and grant unto the aforesaid John King of Castille, by the name of Earl of Richmond, the earldom of Richmond, and the honor, cas-

15th Sept. 1 Ric. 2. A.D. 1377.

25th June, 46 Edw. 3. A.D. 1372.

Estates given to the Duke of Lancaster in exchange for the earldom of Richmond.

Digitized by Google

specialiter acquievit et concessit quod comitatus honor castra maneria terræ tenementa et loca prædicta, necnon feoda militum ad eadem comitatum honorem castra maneria terras tenementa et loca prædicta pertinentia, et similiter advocationes eisdem spectantes simul cum membris hamelettis pratis pascuis pasturis piscariis moris mariscis turbariis chaciis parcis boscis warennis hundredis wapentachiis feriis mercatis libertatibus liberis consuetudinibus escaetis et omnibus aliis ad prædicta comitatum honorem castra maneria terras tenementa et loca prædicta qualitercunque et ubicunque spectantibus sive pertinentibus, præfato patri suo traderentur; unde prædictus Dominus Rex Angliæ gratitudinem prædictam multis attollens laudibus, et volens proinde præfato Johanni Regi Castellæ, et in status sui supportationem majorem, retributionem sibi facere competentem, castrum manerium et honorem de Tickhull, castrum et manerium de Alto Pecco, cum feodis militum eisdem castris maneriis et honori pertinentibus sive spectantibus, et omnia feoda quæ dictus Dominus Rex Angliæ habuit ex dono et concessione Roberti de Lisle militis (feodis quæ in manu ipsius Domini Regis Angliæ sunt extincta dumtaxat exceptis) necnon advocationes ecclesiarum de Steyndrop et Braunspath in episcopatu Dunolmensi, et liberarum capellarum de Tickhull et de Alto Pecco, ac ecclesiæ de Marsfeld, liberæ capellæ ibidem, liberæ capellæ infra castrum de Pevenese, prioratus de Wilmingdon, qui est cella abbatiæ Sanctæ Mariæ de Greston in Normannia, et prioratus de Withiham, qui est cella abbatiæ Sancti Martini de Meremest Turon', et domus Sancti Roberti de Knaresburgh; castrum manerium et honorem de Knaresburgh cum pertinentiis, et hundredum sive wapentachium de Staynclif, cum pertinentiis in comitatu Eboraci, maneria de Grynglay et Whetelay, cum pertinentiis in co-

Digitized by Google

tles, manors, lands, tenements, and all other places to the said earldom pertaining, which John late Duke of Brittany and Earl of the aforesaid place had there, to have and hold to him and the heirs of his body issuing, as in the charter aforesaid plainly doth appear: And now the said John King of Castille, divers treaties hereupon being had with the prelates, peers, earls, grandees, nobles, and sages of the royal council, well weighing and considering, that, if the earldom, honor, castles, manors, lands, tenements, and places aforesaid were to be transferred to him and the royal throne, whence they had first issued, it would tend not less to the advantage of the said King of England, and the whole realm of England, than to the quiet and honor of the same. And for that the said John King of Castille, like a grateful son, preferring his father's pleasure, and the honor and convenience of the kingdom of England, to his own private advantage, of his own pure will and free accord, for the causes and reasons aforesaid, hath especially acquiesced and granted that the earldom, honor, castles, manors, lands, tenements, and places aforesaid, and also the knights' fees pertaining to the same earldom, honor, castles, manors, lands, tenements, and places aforesaid, and in like manner the advowsons belonging to the same, together with the members, hamlets, meadows, feedings, pastures, fisheries, moors, marshes, turbaries, chases, parks, woods, warrens, hundreds, wapentakes, fairs, markets, liberties, free customs, escheats, and all other things to the aforesaid earldom, honor, castles, manors, lands, tenements, and places aforesaid howsoever and wheresoever belonging or pertaining, shall be given up to his aforesaid father; whereupon the aforesaid Lord the King of England, extolling with many praises the gratitude aforesaid, and

Digitized by Google

mitatu Notinghamiæ, maneria de Wyghton, Ailesham, Fakenhamdam, et Snetesham; necnon hundreda de Northgrenehowe, Northerpingham, Sutherpingham, et Smethedon, cum pertinentiis in comitatibus Norfolciæ et Suffolciæ, maneria de Glatton et Holm, cum pertinentiis in comitatu Huntingdoniæ, manerium de Saham, cum pertinentiis in comitatu Cantabrigiæ, castrum et leucatam de Pevenese ac maneria de Wilyndon et Marsfeld, necnon ballivam de Endelenewyk, cum pertinentiis in comitatu Sussexiæ, et liberam chaciam de Alto Pecco, quam dictus Dominus Rex Angliæ tenuit in manu sua ut forestam, tenendam ut liberam chaciam, ac liberam chaciam de Asshedon, cum juribus et libertatibus liberis chaciis pertinentibus; et annuam firmam ducentarum marcarum quam abbas et conventus beatæ Mariæ Eborum eidem Domino Regi Angliæ et hæredibus suis pro manerio de Whitegift solvere tenentur, percipiendam per manus dictorum abbatis et conventus et successorum suorum, dedit et concessit pro se et hæredibus suis præfato Johanni Regi Castellæ, habenda sibi et hæredibus de corpore suo exeuntibus una cum membris hamelettis pratis pascuis pasturis piscariis moris mariscis turbariis chaciis parcis boscis warennis hundredis wapentachiis feriis mercatis libertatibus liberis consuetudinibus escaetis et omnibus aliis ad prædicta castra maneria honores hundreda leucatam ballivam et chacias qualitercunque et ubicunque spectantibus sive pertinentibus de præfato Domino Rege Angliæ et hæredibus suis per servitia inde debita et consueta imperpetuum in escambium pro dictis comitatu Richemondiæ honore castris maneriis terris tenementis locis feodis et advocationibus prædictis, quæ idem Johannes Rex Castellæ per hanc cartam indentatam dedit concessit et sursum reddidit eidem Domino Regi Angliæ et hæredibus suis im-

Digitized by Google

being willing therefore to make competent retribution to him the aforesaid John King of Castille, and for the better support of his station, hath given and granted for himself and his heirs unto the aforesaid John King of Castille the castle, manor, and honor of Tickhill, the castle and manor of the High Peak, with the knights' fees to the same castles, manors, and honor pertaining or belonging, and all the fees which the said Lord the King of England had by the gift and grant of Sir Robert de Lisle, knight, (excepting only those fees which are extinct in the hands of the said Lord the King of England,) and also the advowsons of the churches of Staindrop and Brancepeth in the bishopric of Durham, and of the free chapels of Tickhill and High Peak, and of the church of Maresfield and free chapel there, of the free chapel within Pevensey castle, of the priory of Wilmingdon, which is a cell of the abbey of St. Mary de Greston in Normandy, and of the priory of Withiham, which is a cell of the abbey of St. Martin de Meremest in Tourain, and of the house of St. Robert of Knaresboro';—the castle, manor, and honor of Knaresboro', with appurtenances; and the hundred or wapentake of Staincliff, with appurtenances, in the county of York; — the manors of Gringley and Wheatley, with appurtenances, in the county of Nottingham;—the manors of Wighton, Aylsham, Fakenham, and Snettisham, and also the hundreds of North Greenhoe, North Erpingham, South Erpingham, and Smithdon, with appurtenances, in the counties of Norfolk and Suffolk; — the manors of Glatton and Holm, with appurtenances, in the county of Huntingdon; — the manor of Soham, with appurtenances, in the county of Cambridge; —the castle and *leucata* of Pevensey, and the manors of Willingdon and Maresfield, and also the bailiwick of En-

Digitized by Google

perpetuum in escambium pro castris maneriis honoribus hundredis leucata balliva chaciis firma feodis et advocationibus prædictis, sibi per ipsum Dominum Regem Angliæ, ut prædicitur, datis et concessis, sub ea quæ sequitur conditione, quod si hæredes dicti Johannis Regis Castellæ recuperaverint per judicium inde rite redditum, comitatum Richemondiæ, honorem castra maneria terras tenementa loca feoda et advocationes prædicta aut aliquam parcellam eorundem, virtute doni talliæ supradicti, et possessionem inde habuerint, recuperationem illam affirmando, liceat eidem Domino Regi Angliæ et hæredibus suis castra maneria honores hundreda leucatam ballivam chacias firmam feoda et advocationes prædicta, præfato Johanni Regi Castellæ sic in escambium prædictum data et concessa, reintrare et tenere imperpetuum. Et si contingat prædicta castra maneria honores hundreda leucatam ballivam chacias firmam feoda et advocationes aut aliquam parcellam eorumdem præfato Johanni Regi Castellæ in escambium prædictum sic data et concessa ab eodem Johanne Rege Castellæ seu hæredibus suis prædictis recuperari, dictus Dominus Rex Angliæ et hæredes sui debitam recompensationem præfato Johanni Regi Castellæ et hæredibus suis prædictis, de valore, sine difficultate qualibet facere teneantur. Dumtamen idem Johannes Rex Castellæ et hæredes sui prædicti a dicto Domino Rege Angliæ aut hæredibus suis auxilium petant, et debitam diligentiam apponant circa salvationem de eo quod versus eos peti contingat. Et etiam si comitatum Richemondiæ honorem castra maneria terras tenementa loca feoda et advocationes prædicta aut aliquam parcellam eorumdem extra manus dicti Domini Regis Angliæ seu hæredum suorum in feodo simplici aut talliato poni contingat, et imposterum ad manus ejusdem Domini Regis Angliæ vel

Digitized by Google

delenewick, with appurtenances, in the county of Sussex; —and the free chase of the High Peak, which the said Lord the King of England held in his hands as a forest, to hold as a free chase;—and the free chase of Ashdown, with the rights and liberties to free chases pertaining;— and the yearly farm of 200 marks which the abbot and convent of St. Mary's at York are held to pay to the same Lord the King of England and his heirs for the manor of Whitegift, to be perceived by the hands of the said abbot and convent, and their successors:—To have to him and the heirs of his body issuing, together with the members, hamlets, meadows, feedings, pastures, fisheries, moors, marshes, turbaries, chases, parks, woods, warrens, hundreds, wapentakes, fairs, markets, liberties, free customs, escheats, and all other things to the aforesaid castles, manors, honors, hundreds, *leucata*, bailiwick, and chases howsoever and wheresoever belonging or pertaining, of the aforesaid Lord the King of England and his heirs, by the services therefore due and accustomed for ever, in exchange for the said earldom of Richmond, and the honor, castles, manors, lands, tenements, places, fees and advowsons aforesaid, which the same John King of Castille by this charter indented hath given, granted, and surrendered to the same Lord the King of England and his heirs for ever in exchange for the castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees, and advowsons aforesaid, given and granted to him by the same Lord the King of England as is aforesaid,—under the condition hereafter following,—that if the heirs of the said John King of Castille shall recover by judgment thereupon rightfully given the earldom of Richmond, honor, castles, manors, lands, tenements, places, fees, and advowsons aforesaid, or any parcel thereof, by virtue of the aforesaid gift in tail,

Digitized by Google

hæredum suorum, ex justa causa, in feodo devenerint, tam idem Dominus Rex Angliæ et hæredes sui castra maneria honores hundreda leucatam ballivam chacias firmam feoda et advocationes prædicta præfato Johanni Regi Castellæ et hæredibus de corpore suo exeuntibus sic data et concessa, quam præfatus Johannes Rex Castellæ et hæredes sui prædicti dictum comitatum Richemondiæ ac honorem castra maneria terras tenementa loca feoda et advocationes prædicta dicto Domino Regi Angliæ et hæredibus suis in escambium prædictum ut præmittitur data et concessa, pro integro seu pro rata rehabeant hinc et inde, et restitutio exinde fiat, tenenda prout prius. Et idem Dominus Rex Angliæ et hæredes sui castra maneria honores hundreda leucatam ballivam chacias firmam feoda et advocationes prædicta, præfato Johanni Regi Castellæ et hæredibus de corpore suo exeuntibus per ipsum Dominum Regem Angliæ data et concessa, præfato Johanni Regi Castellæ et hæredibus suis prædictis warantizabunt et imperpetuum defendent, juxta vim et effectum escambii et conditionum prædictorum. Et similiter idem Johannes Rex Castellæ et hæredes sui prædictum comitatum Richemondiæ, simul cum honore castris maneriis terris tenementis locis feodis et advocationibus prædictis, prædicto Domino Regi Angliæ et hæredibus suis contra omnes gentes warantizabunt et imperpetuum defendent, juxta vim et effectum escambii et conditionum prædictorum. In cujus rei testimonium prædictæ cartæ indentatæ tam sigillum dicti Domini Regis Angliæ quam sigillum dicti Johannis Regis Castellæ alternatim sunt appensa. Hiis testibus, venerabilibus patribus Willielmo Archiepiscopo Cantuariensi totius Angliæ Primate, Simone Londinensi et Willielmo Wintoniensi, Episcopis, Edmundo filio dicti Regis Angliæ carissimo Cantabrigiæ, Ricardo Arundelliæ, Humfrido de Bohun He-

Digitized by Google

and thereof have possession, affirming that recovery, it may be lawful for the same Lord the King of England and his heirs to re-enter and hold for ever the castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees, and advowsons aforesaid so given and granted to the aforesaid John King of Castille in exchange as aforesaid. And if it happen that the aforesaid castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees and advowsons, or any parcel thereof, so given and granted to the aforesaid John King of Castille in exchange as aforesaid, be recovered from the same John King of Castille or his heirs aforesaid, the said Lord the King of England and his heirs shall be held to make due compensation of the value to the aforesaid John King of Castille and his heirs aforesaid without any difficulty. So however, that the same John King of Castille and his heirs aforesaid pray aid of the said Lord the King of England or his heirs, and apply due diligence about the salvation of that which may happen to be sued against them. And also if it happen that the earldom of Richmond, honor, castles, manors, lands, tenements, places, fees, and advowsons aforesaid, or any parcel thereof, be put out of the hands of the said Lord the King of England or his heirs in fee simple or tail, and thereafter shall come by just cause into the hands of the same Lord the King of England or his heirs in fee, as well the same Lord the King of England and his heirs, the castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees, and advowsons aforesaid so given and granted to the aforesaid John King of Castille and the heirs of his body issuing, as the aforesaid John King of Castille and his heirs aforesaid, the said earldom of Richmond, and the honor, castles, manors, lands, tenements, places, fees, and advowsons aforesaid

Digitized by Google

refordiæ et Willielmo de Monte Acuto Sarum, Comitibus, Henrico de Percy, Roberto de Thorp Cancellario, Ricardo de Scrop Thesaurario, Willielmo Latymer Camerario, Johanne de Neville Senescallo hospitii prædicti Domini Regis Angliæ, Johanne Knyvet, Willielmo de Fynchedene, Johanne Moubray, Thoma de Ingelby, Willielmo de Wychyngham, Rogero de Meres et Johanne de Cavendissh, ejusdem Domini Regis Angliæ justitiariis, et aliis. Data apud Westmonasterium vicesimo quinto die Junii, anno regni dicti Domini Regis Angliæ, Angliæ quadragesimo sexto, regni vero sui Franciæ tricesimo tertio. *INSPEXIMUS* etiam quandam aliam cartam præfati avi nostri nuper factam prædicto avunculo nostro in hæc verba: *Edwardus*, Dei gratia Rex Angliæ et Franciæ, et Dominus Hiberniæ, archiepiscopis, episcopis, abbatibus, prioribus, ducibus, comitibus, baronibus, militibus, justitiariis, vicecomitibus, præpositis, ballivis, ministris, et aliis fidelibus suis, salutem. Sciatis quod cum nuper per cartam nostram indentatam dederimus et concesserimus pro nobis et hæredibus nostris quantum in nobis fuit carissimo filio nostro Johanni Regi Castellæ et Legionis, Duci Lancastriæ, castrum manerium et honorem de Tickhull, ac alia terras et tenementa in dicta carta nostra specificata cum pertinentiis; habenda sibi et hæredibus de corpore suo exeuntibus in escambium pro comitatu Richemondiæ, ac honore castris maneriis terris tenementis et omnibus aliis locis ad dictum comitatum pertinentibus nobis et hæredibus nostris per præfatum filium nostrum datis concessis et sursum redditis, prout in carta nostra prædicta plenius continetur; ac jam præfatus filius noster nobis supplicaverit ut cum villa de Grenstede quæ ut parcella manerii de Marsfeld, villa de Seford quæ ut parcella castri et leucatæ de Pevensey, et villa de Laghton in Morthyng quæ ut parcella castri

Digitized by Google

given and granted to the said Lord the King of England and his heirs in exchange aforesaid, as is premised, may have back on either side entirely or proportionately, and restitution thereupon be made, to hold as before. And the same Lord the King of England and his heirs, the castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees and advowsons aforesaid given and granted by the same Lord the King of England to the aforesaid John King of Castille and the heirs of his body issuing, will warrant and for ever defend to the aforesaid John King of Castille and his heirs aforesaid, according to the force and effect of the exchange and conditions aforesaid. And in like manner the same John King of Castille and his heirs, the aforesaid earldom of Richmond, together with the honor, castles, manors, lands, tenements, places, fees, and advowsons aforesaid, against all men will warrant and for ever defend to the aforesaid Lord the King of England and his heirs, according to the force and effect of the exchange and conditions aforesaid. In witness whereof, as well the seal of the said Lord the King of England, as the seal of the said John King of Castille, alternately are set to the aforesaid charter indented. These being witnesses, the venerable fathers, William Archbishop of Canterbury, Primate of all England; Simon Bishop of London, and William Bishop of Winchester; Edmund Earl of Cambridge, the most dear son of the said King of England; Richard Earl of Arundel; Humphrey de Bohun, Earl of Hereford, and William de Montacute, Earl of Salisbury; Henry de Percy; Robert de Thorp, Chancellor; Richard de Scroope, Treasurer; William Latymer, Chamberlain; John de Neville, Steward of the household of the aforesaid Lord the King of England; John Knyvet, William de Fynchedene, John Mou-

Digitized by Google

et honoris de Tickhull, sibi in certum valorem in escambium prædictum (nulla speciali mentione facta de villis illis in dicta carta nostra) liberata fuerunt, tria grossa per se separatim et non pertinentia ad manerium de Marsfeld castrum et leucatam de Pevensey et castrum et honorem de Tickhull prædicta existant, nec aliquo tempore fuerint, sicut jam sibi datur intelligi, velimus ne ipse aut hæredes sui prædicti super occupatione dictarum villarum de Grenstede, Seford, et Laghton, ob defectum specialis nominationis earumdem in concessione nostra prædicta impetantur infuturum, dictas villas de Grenstede, Seford, et Laghton, nominatim sibi concedere, habendas et tenendas una cum dictis castro manerio et honore de Tickhull, ac aliis terris et tenementis sibi in dictum escambium datis, et etiam cum libertatibus quietantiis et immunitatibus quas Philippa nuper Regina Angliæ, tunc consors nostra, quæ dicta castrum manerium et honorem de Tickhull et alia terras et tenementa, eidem filio nostro per nos sic data, tenuit, in vita sua habuit ex concessione nostra in eisdem, in recompensationem libertatum quietantiarum et immunitatum quas idem filius noster in dicto comitatu Richemondiæ et honore castris maneriis terris tenementis et aliis locis ad dictum comitatum pertinentibus habuit, dum ea tenuit, ante escambium supradictum. Nos escambium illud in qualibet parte ejusdem observare, et tam quieti dicti filii nostri et hæredum suorum prædictorum in hac parte prospicere, quam dicta tenementa eidem filio nostro ut præmittitur data et concessa ac dictas villas de Grenstede, Seford, et Laghton, quas virtute dictæ concessionis nostræ sic tenet, libertatibus quietantiis et immunitatibus, per præfatam consortem nostram habitis ut præmittitur in eisdem, muniri et exornari, in recompensationem libertatum quietantiarum et immunitatum

Digitized by Google

bray, Thomas de Ingelby, William de Wychyngham, Roger de Meres, and John de Cavendissh, Justices of the same Lord the King of England, and others. Given at Westminster on the twenty-fifth day of June, in the forty-sixth year of the reign of the said Lord the King of England, and the thirty-third of his reign of France. *WE* have inspected also a certain other Charter of our aforesaid grandfather lately made to our aforesaid uncle, in these words: *EDWARD*, by the grace of God, King of England and France, and Lord of Ireland, to his archbishops, bishops, abbots, priors, dukes, earls, barons, knights, justices, sheriffs, reeves, bailiffs, ministers, and other his faithful people, greeting. Know ye, that whereas we did lately by our charter indented give and grant for us and our heirs, as far as did in us lie, to our most dear son John King of Castille and Leon and Duke of Lancaster the castle manor and honor of Tickhill and other lands and tenements in our said charter specified, with appurtenances, to have to him and the heirs of his body issuing, in exchange for the earldom of Richmond and the honor castles manors lands tenements and all other places to the said earldom pertaining, given granted and surrendered to us and our heirs by our aforesaid son, as in our charter aforesaid more fully is contained; and now our aforesaid son hath besought us, that, whereas the town of Grinstead, which as parcel of the manor of Maresfield, the town of Seaford, which as parcel of the castle and *leucata* of Pevensey, and the town of Laughton-in-le-Morthen, which as parcel of the castle and honor of Tickhill, were delivered to him at a certain valuation in the exchange aforesaid, (no special mention being made of those towns in our said charter,) be three towns in gross severally of themselves, and be not nor were at any time pertaining to the aforesaid manor of Maresfield, castle

4th June, 51 Edw. 3. A.D. 1377.

Recital that certain estates had been given in exchange for the earldom of Richmond,

and the Duke had petitioned that certain towns, which, though not specially mentioned in Charter, were included in valuation,

Digitized by Google

per prædictum filium nostrum in dicto comitatu Richemondiæ et pertinentiis suis prædictis nuper habitarum, et præcipue ob specialem affectionem quam ad personam ejusdem filii nostri, suis meritis magnificis laudabiliter exigentibus, gerimus et habemus, concessimus eidem filio nostro pro nobis et hæredibus nostris quod ipse dictas villas de Grenstede, Seford, et Laghton cum pertinentiis suis universis, etiam licet grossa sint per se, an ut prædictum est pertinentia ad dictum manerium de Marsfeld, castrum et leucatam de Pevensey et castrum et honorem de Tickhull, habeat et retineat, unacum dictis castro manerio et honore de Tickhull et aliis terris et tenementis prædictis sibi per nos, ut præmittitur, datis, ac libertatibus quietantiis et immunitatibus subscriptis (quas præfatæ Reginæ in dictis terris et tenementis quæ ipsa sic tenuit ad vitam suam, concessimus, habendas, sicut per inspectionem rotulorum cancellariæ nostræ nobis constat), habendis utendis et gaudendis in dictis castro manerio et honore de Tickhull, ac aliis castris maneriis honoribus hundredis, et villis de Grenstede, Seford, et Laghton, ac aliis terris tenementis et locis quibuscumque dicto filio nostro, ut est dictum, per nos datis et in dicta carta nostra plenius specificatis, et qualibet parte eorumdem eidem filio nostro et dictis hæredibus de corpore suo, ut prædictum est, procreatis, in escambium supradictum, sub modo et forma in eadem carta nostra contentis imperpetuum, videlicet, cum feodis militum, advocationibus domorum religiosarum hospitalium ecclesiarum et capellarum, wardis maritagiis et escaetis de omnibus tenentibus de honoribus maneriis terris tenementis et aliis locis prædictis præfato filio nostro per nos sic datis, simul cum chaciis parcis boscis warennis feriis mercatis aquis viis piscariis communis assartis vastis et purpresturis, ac etiam arren-

Digitized by Google

and *leucata* of Pevensey, and castle and honor of Tickhill, as now he is given to understand, lest he or his heirs aforesaid should in future be impeached in the occupation of the said towns of Grinstead, Seaford, and Laughton for the want of special naming of the same in our grant aforesaid, we would be pleased to grant the said towns of Grinstead, Seaford, and Laughton to him by name, to have and to hold together with the said castle manor and honor of Tickhill and the other lands and tenements given to him in the said exchange, and also with the liberties acquittances and immunities which Philippa, late Queen of England, then our consort, (who held the said castle, manor, and honor of Tickhill, and the other lands and tenements so given by us to our same son,) in her lifetime had in the same by our grant, in compensation for the liberties acquittances and immunities which our same son had in the said earldom of Richmond, and in the honor castles manors lands tenements and other places to the said earldom pertaining, whilst he held them before the exchange above said. We, to observe the said exchange in every part thereof, and to look as well to the quiet of our said son and his heirs aforesaid in this behalf, as that the said tenements given and granted to our same son as is premised, and the said towns of Grinstead, Seaford, and Laughton, which by virtue of our said grant he so holds, be adorned and armed with the liberties acquittances and immunities had in the same by our aforesaid consort as is premised, in compensation for the liberties acquittances and immunities lately had by our aforesaid son in the said earldom of Richmond and its appurtenances aforesaid, and chiefly on account of the special affection which we have and bear for the person of our same son, his high merits full worthily requiring it, have granted to our same son, for us and our

might by name be granted to him,

together with liberties, &c. enjoyed by Queen Philippa, the former tenant for life of said estates.

Considerations of present grant, to quiet possession, compensate for liberties enjoyed by the Duke in earldom of Richmond,

and the merits of grantee.

Digitized by Google

tationibus et redditibus quorumcumque assartorum vastorum et purpresturarum tam temporibus progenitorum nostrorum quondam Regum Angliæ quam nostro in chaciis et aliis locis prædictis arrentatorum et exnunc arrentandorum, una cum finibus pro ingressu hujusmodi assartorum vastorum et purpresturarum sic arrentandorum, et cum curiis, visibus franci plegii, hundredis, wapentachiis, wrek, wayf' et stray', libertatibus regalibus, et liberis consuetudinibus, et omnibus aliis ad eadem castra honores maneria hundreda et alia terras tenementa et loca qualitercumque et ubicumque spectantibus. Concessimus etiam pro nobis et hæredibus nostris eidem filio nostro quod ipse et dicti hæredes sui habeant omnes fines redemptiones et amerciamenta omnium hominum et tenentium suorum de et in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis sibi per nos sic datis, et eorum feodis, ac etiam in omnibus villis hundredis et aliis locis unde annuæ firmæ et redditus sibi inter cætera terras et tenementa prædicta per nos concessi proveniunt; necnon exitus forisfactos, et omnia quæ ad nos et hæredes nostros pertinere poterunt de anno die et vasto, forisfacturis et murdris, in quibuscumque curiis nostris et hæredum nostrorum homines et tenentes illos (tam coram nobis et hæredibus nostris et in cancellaria nostra et hæredum nostrorum, ac coram thesaurario et baronibus nostris et hæredum nostrorum de scaccario, quam coram justitiariis nostris et hæredum nostrorum itinerantibus ad communia placita et ad placita forestæ, ac etiam coram justitiariis nostris et hæredum nostrorum de banco, et coram senescallo et marescallo ac coronatore hospitii nostri et hæredum nostrorum et clerico de mercato, ac coram aliis justitiariis et ministris nostris et hæredum nostrorum quibuscumque) fines seu redemptiones

Digitized by Google

heirs, that he the said towns of Grinstead, Seaford, and Laughton, with all their appurtenances, albeit even they be towns in gross of themselves, or whether as aforesaid they be pertaining to the said manor of Maresfield, castle and *leucata* of Pevensey, and castle and honor of Tickhill, may have and retain together with the said castle manor and honor of Tickhill and the other lands and tenements aforesaid by us given to him as is premised, and with the liberties acquittances and immunities underwritten, (which we granted to the aforesaid Queen to have in the said lands and tenements by her so held for her life, as is evident to us by the inspection of the rolls of our chancery,) to have, use, and enjoy in the said castle manor and honor of Tickhill, and the other castles manors honors hundreds, and the towns of Grinstead, Seaford, and Laughton, and the other lands tenements and places whatsoever, given by us as has been said to our said son, and in our said charter more fully specified, and in every part thereof,—to our same son and the said heirs of his body begotten as is aforesaid, in exchange as abovesaid under the manner and form contained in our same charter for ever, that is to say, with knights' fees, advowsons of religious houses, hospitals, churches and chapels, wardships, marriages, and escheats of all the tenants of the honors, manors, lands, tenements and other places aforesaid by us so given to our aforesaid son, together with chases, parks, woods, warrens, fairs, markets, waters, ways, fisheries, commons, assarts, wastes, and purprestures, and also with the arrentations and rents of all manner of assarts, wastes, and purprestures arrented in the chases and other places aforesaid, as well in our time as in the times of our progenitors formerly Kings of England, and hereafter to be arrented, together

The Duke may retain the towns of Grinstead, Seaford, and Laughton,

with the other estates given to him in exchange,

and enjoy certain liberties, &c. therein.

Knights' fees, advowsons, escheats, &c.

Chases, parks, &c

Digitized by Google

facere vel amerciari, aut hujusmodi exitus murdra seu forisfacturas annum diem et vastum adjudicari, contigerit, adeo plene et integre sicut nos ea baberemus si prædicta castra honores maneria hundreda villas terras tenementa et alia loca prædicta, eidem filio nostro sic data, in manu nostra retinuissemus. Ita quod ipse et dicti hæredes sui per manus ballivorum et ministrorum suorum fines redemptiones et amerciamenta hominum et tenentium prædictorum exitus forisfactos, et omnia quæ ad nos et hæredes nostros pertinere poterunt de anno die vasto, forisfacturis et murdris, de et in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis per nos sic datis ac eorum feodis, quæ coram prædictis justitiariis itinerantibus ad communia placita et ad placita forestæ, ac coram dictis senescallo et marescallo coronatore seu clerico fieri et adjudicari contigerit, per extractas eorumdem justitiariorum itinerantium in itineribus suis et senescalli et marescalli et coronatoris ac clerici in sessionibus suis eisdem ballivis et ministris inde liberandas, necnon fines redemptiones et amerciamenta hominum et tenentium prædictorum, ac exitus forisfactos, et omnia quæ ad nos et hæredes nostros pertinere poterunt de anno die et vasto, forisfacturis, et murdris, de et in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis per nos sic datis ac eorum feodis, quæ coram nobis et hæredibus nostris, vel in cancellaria nostra et hæredum nostrorum, seu coram thesaurario et baronibus nostris et hæredum nostrorum de scaccario, seu coram justitiariis nostris et hæredum nostrorum de banco aut justitiariis ad assisas capiendas et gaolas deliberandas seu justitiariis ad felonias et transgressiones audiendas et terminandas assignatis, vel coram aliis justitiariis seu ministris nostris et hæredum nostrorum quibuscumque fieri

Digitized by Google

with the fines for ingress of the like assarts, wastes, and purprestures so to be arrented, and with courts, views of frankpledge, hundreds, wapentakes, wreck, waif and stray, royal liberties and free customs, and all other things to the same castles, honors, manors, hundreds, and other lands, tenements, and places howsoever and wheresoever belonging. We have also granted for us and our heirs to our same son, that he and his said heirs may have all fines, ransoms, and amercements of all their men and tenants of and in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid so given to him by us, and in their fees, and also in all the towns, hundreds, and other places whence the annual farms and rents by us granted to him among the other lands and tenements aforesaid do proceed; and also forfeited issues, and all things which can pertain to us and our heirs of year, day, and waste, forfeitures and murders, in any soever of the courts of us and our heirs, where such men and tenants shall happen to make fine or ransom or be amerced, or such issues, murders, forfeitures, year, day, and waste happen to be adjudged, as well before us and our heirs, and in the chancery of us and our heirs, and before the treasurer and barons of the exchequer of us and our heirs, as before the justices of us and our heirs in eyre to hold common pleas and pleas of the forest, and also before the justices of the bench of us and our heirs, and before the steward and marshal and coroner of the household of us and our heirs, and the clerk of the market, and before all other justices and ministers of us and our heirs whomsoever, as fully and entirely as we should have them if we had retained in our hand the aforesaid castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid so given to our same son. So that he

Wreck.

Fines and amercements,

forfeited issues, forfeitures, &c.

in any of the King's courts.

Digitized by Google

et adjudicari contigerit, per extractas scaccarii nostri et hæredum nostrorum ballivis et ministris dicti filii nostri et dictorum hæredum suorum per manus vicecomitum in quorum ballivis castra honores maneria hundreda villæ terræ tenementa et alia loca prædicta, ut est dictum, per nos data, ac eorum feoda existunt, inde liberandas, levare percipere et habere possint,—sine occasione vel impedimento nostri vel hæredum nostrorum aut ballivorum seu ministrorum nostrorum quorumcumque. Et quod idem filius noster et dicti hæredes sui habeant in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis per nos sic datis, ac eorum feodis, catalla felonum et fugitivorum; ita quod si quis hominum vel tenentium suorum aut alii in locis prædictis vel eorum feodis pro delicto suo vitam vel membrum debeant amittere vel fugerint et judicio stare noluerint, vel aliquod delictum fecerint pro quo catalla sua debeant perdere (ubicumque justitia de eis fieri debeat sive in curia nostra vel hæredum nostrorum sive in aliis curiis) ipsa catalla sint præfati filii nostri et dictorum hæredum suorum, et liceat eis seu ministris suis sine occasione vel impedimento nostri vel hæredum nostrorum vicecomitum et aliorum ballivorum seu ministrorum nostrorum vel hæredum nostrorum quorumcumque ponere se in seisinam de catallis prædictis et ea ad usum dicti filii nostri et hæredum suorum retinere. Concessimus etiam præfato filio nostro pro nobis et hæredibus nostris quod ipse et dicti hæredes sui habeant in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis dicto filio nostro sic datis, ac eorum feodis, retorna omnium brevium nostrorum et hæredum nostrorum ac summonitionum extractarum et præceptorum de scaccario prædicto necnon præceptorum et extractarum justitiariorum nostrorum et hæ-

Digitized by Google

and his said heirs by the hands of his bailiffs and ministers may be able to levy, perceive, and have the fines, ransoms, and amercements of the men and tenants aforesaid, forfeited issues, and all things which to us and our heirs can pertain of year, day, and waste, forfeitures and murders, of and in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid by us so given, and in their fees,—such as shall happen to be made and adjudged before the aforesaid justices in eyre to hold common pleas and pleas of the forest, and before the said steward and marshal, coroner or clerk, by estreats of the same justices in eyre in their circuits, and of steward and marshal and coroner and clerk in their sessions, to be delivered thereof to the same bailiffs and ministers,—and also such the fines, ransoms, and amercements of the aforesaid men and tenants, and forfeited issues, and all things which to us and our heirs can pertain of year, day, waste, forfeitures and murders, of and in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid by us so given, and in their fees, as shall happen to be made and adjudged before us and our heirs, or in the chancery of us and our heirs, or before the treasurer and barons of the exchequer of us and our heirs, or before the justices of us and our heirs of the common bench, or our justices assigned to take the assizes and to deliver our gaols, or the justices assigned to hear and determine felonies and trespasses, or before other the justices or ministers of us and our heirs whomsoever, by estreats of the exchequer of us and our heirs, to be delivered thereof to the bailiffs and ministers of our said son and his said heirs by the hands of the sheriffs in whose bailiwicks the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid given by us as afore-

The Duke may levy them by his own officers by estreats to be delivered to them.

Digitized by Google

redum nostrorum itinerantium tam ad placita forestæ quam ad communia placita, et aliorum justitiariorum quorumcumque, et executiones eorumdem brevium, summonitionum, extractarum et præceptorum per ballivos et ministros suos faciendas. Ita quod nullus vicecomes ballivus aut minister noster vel hæredum nostrorum castra honores maneria villas terras tenementa et alia loca prædicta, ut præmittitur, per nos data, vel eorum feoda, ad officia aliqua seu alia officia sua tangentia facienda ingrediatur, nisi in defectum ipsius filii nostri aut dictorum hæredum vel ballivorum seu ministrorum suorum. Volumus insuper et concedimus pro nobis et hæredibus nostris quod si vicecomites vel ballivi libertatum hundredorum seu wapentachiorum in aliquibus executionibus pro eodem filio nostro aut dictis hæredibus suis per brevia sive mandata nostra, vel hæredum nostrorum, aut quovis alio modo faciendis negligentes fuerint vel remissi per quod ipsos in scaccario nostro seu aliis curiis nostris contigerit amerciari vel fines facere, quod fines et amerciamenta illa sint dicti filii nostri et dictorum hæredum suorum, et ad eorum opus leventur. Hiis testibus, venerabilibus patribus Simone Archiepiscopo Cantuariensi totius Angliæ Primate, Adam Menevensi Cancellario, Henrico Wigornensi Thesaurario, nostris, Episcopis, Edmundo Comite Cantabrigiæ, Thoma de Wodestok Constabulario Angliæ, filiis nostris carissimis, Henrico de Percy Marescallo Angliæ, Johanne de Ipre Senescallo hospitii nostri, Nicholao Carreu Custode privati sigilli nostri, et aliis. Data per manum nostram apud Shene quarto die Junii, anno regni nostri Angliæ quinquagesimo primo, regni vero nostri Franciæ tricesimo octavo. *NOS* autem tam dictam cartam indentatam quam dictam aliam cartam, ac omnes donationes concessiones et omnia alia in eisdem cartis contenta pro nobis et hæredi-

Digitized by Google

said, and their fees, do lie; without let or hinderance of us or our heirs, or of our bailiffs or ministers whomsoever. And that our same son and his said heirs may have in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid by us so given, and in their fees, the chattels of felons and fugitives, so that if any of their men or tenants or others in the places aforesaid, or in their fees, for their delinquency ought to lose life or limb, or shall flee and not be willing to stand their trial, or shall commit any offence for the which they ought to lose their chattels, (wheresoever justice shall be had of them, whether in the court of us or our heirs, or whether in other courts,) such chattels shall belong to our aforesaid son and his said heirs, and that it shall be lawful for them or their ministers to put themselves in seizin of the chattels aforesaid, and retain them to the behoof of our said son and his heirs, without let or hinderance of us or our heirs, our sheriffs and other bailiffs or ministers of us or our heirs whomsoever. We have also granted to our aforesaid son, for us and our heirs, that he and his said heirs may have in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid so given to our said son, and in their fees, the return of all writs of us and our heirs, and of summons, estreats, and precepts of the exchequer aforesaid, and also of the precepts and estreats of the justices of us and our heirs in eyre to hold as well pleas of the forest as common pleas, and of other justices whomsoever, and the execution of the same writs, summons, estreats, and precepts, to be made by their bailiffs and ministers. So that no sheriff, bailiff, or other minister of us or our heirs shall enter the castles, honors, manors, towns, lands, tenements, and other places aforesaid by us

Chattels of felons.

Return and execution of writs and summons of the exchequer.

Digitized by Google

bus nostris, tenore præsentium, ratificamus et confirmamus, juxta tenorem et effectum cartarum supradictarum. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Westmonasterium, quintodecimo die Septembris, anno regni nostri primo. NOS autem donationes, concessiones, confirmationes, libertates, franchesias et quietantias prædictas, ac omnia alia et singula in dictis cartis et literis contenta, rata habentes et grata, ea, pro nobis et hæredibus nostris, quantum in nobis est, de gratia nostra speciali acceptamus, approbamus, et præfato Duci et hæredibus suis prædictis imperpetuum, tenore præsentium, concedimus et confirmamus, sicut cartæ et literæ supradictæ rationabiliter testantur. Præterea volentes eidem Duci gratiam in hac parte facere ampliorem de gratia nostra speciali concessimus pro nobis et hæredibus nostris, et hac carta nostra confirmavimus quod licet ipse aliqua vel aliquibus donationum, concessionum, confirmationum, libertatum, franchesiarum et quietantiarum, aut aliorum in dictis cartis et literis contentorum, aliquo casu emergente, hactenus plene usus non fuerit, idem tamen Dux et hæredes sui prædicti donationibus, concessionibus, confirmationibus, libertatibus, franchesiis et quietantiis, ac omnibus aliis et singulis in cartis et literis prædictis, ut præmittitur, contentis, et eorum quolibet decætero plene gaudeant et utantur imperpetuum, sine occasione vel impedimento nostri vel hæredum nostrorum, justitiariorum, escaetorum, vicecomitum aut aliorum ballivorum seu ministrorum nostrorum vel hæredum nostrorum quorumcumque. Et ulterius, ad probitatem strenuam et sapientiam excellentissimam ac alios multiplices mores et merita præfati avunculi nostri, qui nullis cedens laboribus vel expensis, se tam in consiliis obsequiis et aliis agendis nobis et toti regno nostro fructuosis et honorificis semper

Digitized by Google

given as is premised, or their fees, to perform any offices, or other things touching their offices, unless in default of our same son or his said heirs, or of their bailiffs or ministers. And furthermore we will and grant, for us and our said heirs, that if the sheriffs or bailiffs of liberties, hundreds, or wapentakes be negligent or remiss in making any executions for our same son or his said heirs, by writs or mandates of us or our heirs, or in any other wise, whereby it shall happen that they be amerced or make fines in our exchequer or in other our courts, such fines and amercements shall belong to our said son and his said heirs, and may be levied to their behoof. These being witnesses, the venerable fathers, Simon Archbishop of Canterbury, Primate of all England; Adam Bishop of St. David's, our Chancellor; Henry Bishop of Worcester, our Treasurer; Edmund Earl of Cambridge, and Thomas of Woodstock, Constable of England, our most dear sons; Henry de Percy, Marsbal of England; John de Ipre, Steward of our household; Nicholas Carreu, Keeper of our privy seal, and others. Given under our hand at Sheen, on the fourth day of June, in the fifty-first year of our reign of England, and the thirty-eighth of our reign of France. *AND* we, as well the said charter indented as the said other charter, and all the donations, grants, and all other things in the same charters contained, for us and our heirs by the tenor of these presents do ratify and confirm according to the tenor and effect of the charters abovesaid. In witness whereof we have caused these our letters to be made patent. Witness ourself at Westminster, on the fifteenth day of September, in the first year of our reign. AND we, ratifying and approving the donations, grants, confirmations, liberties, franchises, and acquittances aforesaid, and all and

Fines and amercements of sheriffs and bailiffs of liberties for negligence.

Confirmation of foregoing recited charters,

Digitized by Google

retroactis temporibus obsequiosum pariter et paratum exhibuit et exhibet indefesse, condignam considerationem habentes, et volentes, præmissorum intuitu, præfatum avunculum nostrum, qui præ cæteris in sapientia, strenuitate et honore nobis et regno nostro prædicto maxime valere et locum potiorem tenere potest, gratiis et favoribus amplioribus prærogare, de uberiori gratia nostra, pro majori securitate ipsius Ducis avunculi nostri, declaramus, concedimus, et confirmamus, pro nobis et hæredibus nostris, præfato Duci, quod ipse ad totam vitam suam habeat omnes fines pro transgressione et aliis malefactis quibuscumque; ac etiam fines pro licentia concordandi, et omnimodos alios fines, redemptiones, et amerciamenta, ex quacumque causa et per quamcumque causam provenientia, necnon exitus forisfactos de omnibus hominibus et tenentibus de et in terris et feodis prædicti Ducis, et de omnibus infra eadem terras et feoda residentibus, quanquam iidem homines, tenentes, seu residentes, ministri nostri vel hæredum nostrorum existant. Et quod idem Dux ad totam vitam suam habeat quascumque forisfacturas annum diem vastum et estreppamentum, et quicquid ad nos vel hæredes nostros pertinere poterit de anno die vasto et estreppamento, forisfacturis et murdris, infra terras et feoda prædicta, in quibuscumque curiis nostris et hæredum nostrorum sive in quacumque curia alterius, contigerit quod prædicti homines, tenentes, seu residentes facient fines vel erunt amerciati, vel exitus forisfacient, seu quod prædicta annus dies vastum et estreppamentum, forisfactura vel murdrum, adjudicata erunt, tam in præsentia nostra et hæredum nostrorum, quam in absentia nostra et hæredum nostrorum, et tam coram nobis et hæredibus nostris, et in cancellaria nostra et hæredum nostrorum, ac coram thesaurario et baronibus de scaccario nostro et hæredum nostrorum, et coram justitia-

Digitized by Google

singular other the things in the said charters and letters contained, do, for us and our heirs, as far as in us lies, of our especial grace accept and approve the same, and do grant and confirm them by the tenor of these presents to the aforesaid Duke and his heirs aforesaid for ever, as the charters and letters abovesaid reasonably do witness. Willing, moreover, to shew the same Duke more ample favor in this behalf, we have granted of our especial grace for us and our heirs, and by this our charter have confirmed, that albeit, any case arising, he have not hitherto fully used any one or more of the donations, grants, confirmations, liberties, franchises and acquittances, or other things in the said charters and letters contained, nevertheless the same Duke and his heirs aforesaid may henceforth fully enjoy and use for ever the donations, grants, confirmations, liberties, franchises, and acquittances, and all and singular other the things contained in the charters and letters aforesaid, as is premised, and every of them, without let or hinderance of us or our heirs, the justices, escheators, sheriffs, or other bailiffs or ministers of us or our heirs whomsoever. And furthermore, having condign consideration of the strenuous goodness and most excellent wisdom, and other manifold merits and good demeanour of our aforesaid uncle, who yielding to no labors or expenses hath ever in times past proved himself, and yet unweariedly proves himself, equally ready and compliant in giving his counsel, and in the performance of other duties profitable and honorable to us and our whole realm, and being desirous in regard of the premises to endow with ampler favors and grace our aforesaid uncle, who, far beyond others in wisdom, prowess, and honor, is able to avail and stand us and our realm aforesaid in better stead, do, of our more abundant grace, for the

notwithstanding non-user,

without let from any the King's bailiffs or ministers.

Merits of grantee the consideration of present grant

Digitized by Google

riis nostris et hæredum nostrorum de communi banco, necnon coram senescallo et marescallis seu coram coronatore hospitii nostri et hæredum nostrorum vel clerico mercati, qui pro tempore erunt, et in aliis curiis nostris et hæredum nostrorum, quam coram justitiariis nostris itinerantibus ad communia placita et ad placita forestæ, justitiariis ad assisas capiendas et gaolas deliberandas, ac coram quibuscumque aliis justitiariis et ministris nostris et hæredum nostrorum, tam in præsentia nostra et hæredum nostrorum, quam in absentia nostra et hæredum nostrorum, adeo plene et integre sicut nos vel hæredes nostri ea haberemus si illa præfato Duci non concessissemus. Ita quod prædictus Dux per manus ballivorum et aliorum ministrorum suorum levare, percipere, et habere possit, fines, redemptiones, et amerciamenta ipsorum hominum tenentium et residentium de et in terris et feodis prædictis, exitus forisfactos, et quicquid ad nos vel hæredes nostros pertinere poterit de anno die vasto estreppamento, forisfacturis et murdris, de et in terris et feodis prædictis, quæ coram dictis justitiariis itinerantibus ad communia placita et ad placita forestæ, ac coram prædictis senescallo et marescallis coronatore vel clerico mercati, fieri seu adjudicari contigerit, per extractas eorumdem justitiariorum itinerantium in itineribus suis, ac prædictorum senescalli marescallorum coronatoris et clerici in sessionibus suis, ballivis et ministris prædicti Ducis inde liberandas; ac etiam fines, redemptiones, et amerciamenta de hominibus tenentibus et residentibus prædictis, ac exitus forisfactos, et omnia quæ ad nos vel hæredes nostros pertinere poterunt de anno die vasto estreppamento, forisfacturis et murdris, de et in terris et feodis prædictis, quæ coram nobis vel hæredibus nostris, vel in cancellaria nostra et hæredum nostrorum, seu coram thesaurario et baronibus de scaccario nostro et hæredum nostrorum, vel coram jus-

Digitized by Google

greater security of the same Duke our uncle, declare, grant, and confirm for us and our heirs to the aforesaid Duke, that he for the whole of his life may have all fines for trespass and other misdeeds whatsoever, and also fines for licence to agree, and all manner of other fines, ransoms, and amercements, from whatever cause and through whatever cause proceeding, and also forfeited issues in respect of all the men and tenants of and in the lands and fees of the aforesaid Duke, and in respect of all resiants within the same lands and fees, albeit the same men, tenants, or resiants be ministers of us or our heirs. And that the same Duke, for the whole of his life, may have all manner of forfeitures, year, day, waste, and estrepement, and whatever to us or our heirs can pertain of year, day, waste, and estrepement, forfeitures and murders, within the lands and fees aforesaid, in what courts soever, of us and our heirs, or in whatever court of any other it may happen that the aforesaid men, tenants, or resiants shall make fines or be amerced or forfeit issues, or that the aforesaid year, day, waste, and estrepement, forfeiture or murder, be adjudged —as well in presence of us and our heirs as in absence of us and our heirs, and as well before us and our heirs, and in the chancery of us and our heirs, and before the treasurer and barons of the exchequer of us and our heirs, and before the justices of the common bench of us and our heirs, and also before the steward and marshals, or before the coroner of the household, of us and our heirs, or the clerk of the market for the time being, and in other the courts of us and our heirs, as before our justices in eyre to hold common pleas and pleas of the forest, our justices assigned to take the assizes and to deliver our gaols, and before all other justices and ministers of us and our heirs whomsoever, as well in presence of us and our heirs as in absence

for term of life of the Duke of Lancaster.

Fines for trespass, præ-fines and post-fines, ransoms, amercements, forfeited issues.

Forfeitures, year, day, and waste,

imposed or adjudged in any court,

Digitized by Google

titiariis nostris et hæredum nostrorum de communi banco, sive coram justitiariis ad assisas capiendas et gaolas deliberandas, aut justitiariis ad transgressiones et felonias audiendas et terminandas assignatis, seu coram aliis justitiariis vel ministris nostris quibuscumque et hæredum nostrorum, fieri vel adjudicari contigerit, per extractas de scaccario nostro et hæredum nostrorum, ballivis et ministris præfati Ducis, per manus vicecomitum in quorum ballivis dicta terræ et feoda existunt, inde liberandas;—sine occasione vel impedimento nostri vel hæredum nostrorum, justitiariorum, vicecomitum, escaetorum, aut aliorum ministrorum nostrorum et hæredum nostrorum quorumcumque. Et quod prædictus Dux ad totam vitam suam per se et ministros suos in omnibus terris et feodis prædictis, tam in præsentia nostra et hæredum nostrorum quam in absentia nostra et hæredum nostrorum, faciat et habeat assaiam et assisam panis vini et cervisiæ et omnimodorum aliorum victualium quorumcumque ac aliorum ad officium clerici de mercato nostri et hæredum nostrorum pertinentium, cum punitione eorumdem quotiens et quando expediens fuerit et necesse: ac etiam habeat et percipiat fines amerciamenta et redemptiones ac omnimoda proficua inde provenientia; ita quod clericus mercati nostri et hæredum nostrorum non ingrediatur dicta terras vel feoda pro aliquibus ad officium suum pertinentibus faciendis seu exercendis. Et quod prædictus Dux ad totam vitam suam habeat catalla fugitivorum et felonum tam felonum de se quam aliorum quorumcumque ac utlagatorum ex quacumque causa omnium hominum et tenentium de et in terris et feodis prædictis, necnon omnium residentium infra eadem terras et feoda, quanquam iidem homines tenentes aut residentes ministri nostri vel hæredum nostrorum existant: ita quod si aliquis hominum et tenentium de et in terris et feodis

Digitized by Google

of us and our heirs,—as fully and entirely as we or our heirs would have them if we had not granted them to the aforesaid Duke. So that the aforesaid Duke by the hands of his bailiffs and other ministers may be able to levy, perceive, and have the fines, ransoms, and amercements of the same men, tenants, and resiants of and in the lands and fees aforesaid, forfeited issues, and whatever to us or our heirs can pertain of year, day, and waste, estrepement, forfeitures, and murders, of and in the lands and fees aforesaid, which shall happen to be made or adjudged before the said justices in eyre to hold common pleas and pleas of the forest, and before the aforesaid steward and marshals, coroner, or clerk of the market, by estreats of the same justices in eyre in their circuits, and of the aforesaid steward, marshals, coroner, and clerk, in their sessions, to be delivered thereof to the bailiffs and ministers of the aforesaid Duke; and also the fines, ransoms, and amercements of the aforesaid men, tenants, and resiants, and forfeited issues, and all things which to us or our heirs can pertain of year, day, waste, estrepement, forfeitures, and murders, of and in the lands and fees aforesaid, which shall happen to be made or adjudged before us or our heirs, or in the chancery of us and our heirs, or before the treasurer and barons of the exchequer of us and our heirs, or before the justices of us and our heirs of the common bench, or before our justices assigned to take the assizes and to deliver our gaols, or the justices assigned to hear and determine trespasses and felonies, or before other the justices or ministers of us and our heirs whomsoever, by estreats of the exchequer of us and our heirs, to be delivered thereof to the bailiffs and ministers of the aforesaid Duke by the hands of the sheriffs in whose bailiwicks the said lands and fees do lie;—without

as fully as the King.

The Duke may levy the same by his own officers, by estreats to be delivered to them,

Digitized by Google

prædictis seu aliquis residentium in dictis terris et feodis, aut aliquis alius in eisdem terris et feodis, pro aliquo suo malefacto quocumque debeat vitam vel membrum amittere, seu fugiat, et judicio stare noluerit, aut aliquam aliam transgressionem faciat pro qua ipse debet perdere catalla sua, (in quo loco justitia de eo fieri debeat, sive in curia nostra et hæredum nostrorum vel in aliis curiis,) catalla illa sint prædicti Ducis: et quod liceat ei seu ministris suis ponere se in seisinam dictorum catallorum et eadem catalla ad opus præfati Ducis retinere;—sine occasione vel impedimento nostri vel hæredum nostrorum, vicecomitum, escaetorum, aut aliorum ballivorum seu ministrorum nostrorum et hæredum nostrorum quorumcumque. Et quod præfatus Dux ad totam vitam suam habeat retorna omnium brevium nostrorum et hæredum nostrorum, necnon summonitionum extractarum et præceptorum de scaccario nostro, et de scaccario hæredum nostrorum, ac extractarum et præceptorum justitiariorum nostrorum et hæredum nostrorum itinerantium tam ad placita forestæ quam ad communia placita, ac aliorum justitiariorum quorumcumque, necnon attachiamenta tam de placitis coronæ quam aliorum in omnibus terris et feodis prædictis. Et quod prædictus Dux ad totam vitam suam per se et per ballivos et ministros suos habeat in eisdem terris et feodis executionem eorumdem brevium summonitionum extractarum et præceptorum. Ita quod nullus vicecomes ballivus seu alius minister noster vel hæredum nostrorum prædicta terras et feoda ingrediatur pro aliquo officio vel aliqua re officium suum tangente faciendo, nisi in defectu ipsius Ducis vel ministrorum suorum. Et ulterius concedimus et hac carta nostra confirmavimus pro nobis et dictis hæredibus nostris quod si vicecomites vel ballivi libertatum hundredorum seu wapentachiorum, in aliquibus executionibus pro prædicto Duce,

Digitized by Google

let or hinderance of us or our heirs, or of our justices, sheriffs, escheators, or other ministers of us and our heirs whomsoever. And that the aforesaid Duke, for the whole of his life, by himself and his ministers, in all the lands and fees aforesaid, as well in presence of us and our heirs as in absence of us and our heirs, may make and have the assay and assize of bread, wine, and ale, and of all manner of other victuals whatsoever, and of other things pertaining to the office of the clerk of the market of us and our heirs, together with the punishment thereof whenever and so often as it shall be necessary and expedient; and also that he may have and perceive the fines, amercements, and ransoms, and all manner of profits thence proceeding, so that the clerk of the market of us and our heirs shall not enter the said lands or fees to do or exercise any matters pertaining to his office. And that the aforesaid Duke, for the whole of his life, may have the chattels of fugitives and felons, as well felons of themselves as of others whomsoever, and of outlaws for any cause soever, of all the men and tenants of and in the lands and fees aforesaid, and also of all resiants within the same lands and fees, albeit the same men, tenants or resiants be ministers of us or our heirs, so that if any of the men and tenants of and in the lands and fees aforesaid, or any of the resiants in the said lands and fees, or any other person in the same lands and fees, for any misdeed whatsoever, ought to lose life or limb, or shall flee and not be willing to stand their trial, or shall commit any other trespass for the which they ought to lose their chattels (in whatsoever place justice shall be had of them, whether in the court of us and our heirs or in other courts), such chattels shall belong to the aforesaid Duke: And that it shall be lawful for him or his ministers to put themselves in

without let from the King's officers.

Assay and assize of bread, and other matters belonging to the office of clerk of the market.

Chattels of felons and fugitives.

Digitized by Google

per brevia seu mandata nostra vel hæredum nostrorum, seu aliquo alio modo, faciendis, negligentes fuerint vel remissi, per quod contigerit ipsos amerciari aut fines facere in scaccario vel in aliis curiis nostris et hæredum nostrorum, hujusmodi fines et amerciamenta sint præfati Ducis, et quod leventur ad opus ipsius Ducis per ministros suos supradictos, durante vita sua. Et quod prædictus Dux ad totam vitam suam habeat infra omnia prædicta terras et feoda omnimoda catalla vocata wayf et stray, deodanda, thesaurum inventum ac alias res vel catalla inventa; et quod ipse per se et ministros suos seisire et capere possit ad voluntatem suam ad opus prædicti Ducis, wayfs et strayes, deodanda, thesaurum inventum ac alia inventa supradicta. Et quod prædictus Dux ad totam vitam suam habeat quæcumque bona et catalla vocata manuopera capta vel capienda cum quacumque persona infra terras et feoda prædicta, ac per eandem personam coram quocumque judice deadvocata. Salvis semper et reservatis præfato Duci, et hæredibus suis prædictis, omnimodis aliis privilegiis, immunitatibus, et quietantiis, eis, per nos aut per dictum avum nostrum, datis concessis seu confirmatis. Hiis testibus, venerabilibus patribus Willielmo Cantuariensi totius Angliæ Primate, Thoma Eboracensi Angliæ Primate, Cancellario nostro, Archiepiscopis, Roberto Londinensi, Roberto Cicestrensi, Tideman Wigornensi, Episcopis, Edmundo Eborum, Thoma Gloucestriæ, Ducibus, avunculis nostris carissimis, Edwardo Rotelandæ, Ricardo Arundelliæ, Thoma Marescallo et Notinghamiæ, Henrico Northumbriæ, Comitibus, Rogero Walden Thesaurario nostro, Thoma de Percy Senescallo hospitii nostri, Guidone Mone Custode privati sigilli nostri, et aliis. Data per manum nostram apud Westmonasterium vicesimo nono die Junii, anno regni nostri vicesimo.—plenius continetur.

Digitized by Google

seizin of the said chattels, and the same chattels to retain to the behoof of the aforesaid Duke;—without let or hinderance of us or our heirs, or of our sheriffs, escheators, or other bailiffs or ministers of us and our heirs whomsoever. And that the aforesaid Duke, for the whole of his life, may have the return of all writs of us and our heirs, and also of summons, estreats, and precepts, of our exchequer and of the exchequer of our heirs, and of the estreats and precepts of the justices of us and our heirs in eyre to hold as well pleas of the forest as common pleas, and of other justices whomsoever, and also the attachment as well of pleas of the crown as of others in all the lands and fees aforesaid. And that the aforesaid Duke, for the whole of his life, by himself and by his bailiffs and ministers may have in the same lands and fees the execution of the same writs, summons, estreats, and precepts, so that no sheriff, bailiff, or other minister of us or our heirs shall enter the aforesaid lands and fees to perform any office, or anything touching his office, unless in default of the same Duke or his ministers. And furthermore we do grant, and by this our charter have confirmed, for us and our said heirs, that if the sheriffs or bailiffs of liberties, hundreds, or wapentakes be negligent or remiss in making any executions for the aforesaid Duke by writs or mandates of us or our heirs, or in any other wise whereby it shall happen that they be amerced or make fines in the exchequer or in other the courts of us and our heirs, such fines and amercements shall belong to the aforesaid Duke, and that they may be levied to the behoof of the same Duke by his ministers abovesaid during his life. And that the aforesaid Duke, for the whole of his life, may have within all the aforesaid lands and fees all manner of chattels called wayf and stray, deodands,

May seize the same without let from the King's bailiffs or ministers.

Return and execution of writs, summons, estreats, and precepts.

Attachment of pleas of the crown.

No sheriff or other bailiff of the King may intromit, unless in default.

Fines and amercements of sheriffs and bailiffs of liberties for negligence.

Wayfs and strays.

Deodands.

Digitized by Google

NOS NOLENTES dictam hæreditatem nostram, aut libertates ejusdem, occasione instantis assumptionis regalis status et dignitatis nostræ in aliquo mutari, transferri, diminui, seu derogari, sed eandem hæreditatem nostram cum juribus et libertatibus suis prædictis, eisdem modo, forma, conditione, et statu quibus nobis descenderant et evenerant, ac etiam cum omnibus et singulis talibus libertatibus et franchesiis, ac aliis privilegiis, commoditatibus, et proficuis quibuscumque, quibus prædictus dominus et pater noster, dum vixit, eam, ad terminum vitæ suæ, ex concessione prædicti Ricardi nuper Regis, habuit et tenuit, nobis et dictis hæredibus nostris in dictis cartis specificatis, plenarie et integre conservari, continuari, et haberi, volumus, ac tenore præsentium ex certa scientia nostra, de assensu præsentis parliamenti nostri, concedimus, declaramus, discernimus, et ordinamus, pro nobis et hæredibus nostris, quod tam ducatus noster Lancastriæ, quam universa et singula alia comitatus, honores, castra, maneria, feoda, advocationes, possessiones, annuitates et dominia quæcumque, nobis, ante adeptionem dignitatis nostræ regiæ, qualitercumque et ubicumque, jure hæreditario, in dominico servitio vel in reversione, seu alias qualitercumque discensa, nobis et dictis hæredibus nostris in cartis prædictis specificatis, in forma prædicta remaneant imperpetuum, et quod taliter et tali modo, et per tales officiarios et ministros in omnibus deducantur, gubernentur, et pertractentur, sicut remanere, deduci, gubernari, et pertractari deberent si ad culmen dignitatis regiæ assumpti minime fuissemus, ac insuper quod talia et hujusmodi libertates, jura regalia, consuetudines et franchesiæ, in ducatu, comitatibus, honoribus, castris, maneriis, feodis, ac cæteris possessionibus et dominiis prædictis, in omnibus et per omnia, imperpetuum habeantur, exerceantur, continuentur, fiant et utantur, et per

Digitized by Google

treasure trove, and other things or chattels found; and that he by himself and his ministers may be able to seize and take at their pleasure, to the behoof of the aforesaid Duke, the wayfs and strays, deodands, treasure trove, and other things found as abovesaid. And that the aforesaid Duke, for the whole of his life, may have all manner of goods and chattels called Mainour, taken or to be taken upon any person soever within the lands and fees aforesaid, and by the same person disclaimed before any judge soever; saving always and reserved to the aforesaid Duke and his heirs aforesaid all manner of other privileges, immunities, and acquittances, given, granted, or confirmed to them by us or by our said grandfather. These being witnesses, the venerable fathers, William Archbishop of Canterbury, Primate of all England; Thomas Archbishop of York, Primate of England, our Chancellor; Robert Bishop of London; Robert Bishop of Chichester; Tideman Bishop of Worcester; Edmund Duke of York, and Thomas Duke of Gloucester, our most dear uncles; Edward Earl of Rutland; Richard Earl of Arundel; Thomas Earl Marshal and of Nottingham; Henry Earl of Northumberland; Roger Walden, our Treasurer; Thomas de Percy, Steward of our household; Guy Mone, Keeper of our privy seal; and others. Given under our hand at Westminster, on the twenty-ninth day of June, in the twentieth year of our reign.

Treasure trove.

Mainour.

Saving of liberties before granted in fee-tail.

WE,—not willing that our said heritage, or the liberties thereof, be in aught changed, transferred, lessened, or derogated from, on account of our present assumption of the royal estate and dignity, but that our same heritage, with its rights and liberties aforesaid, in the same manner, state, form, and condition, in which it descended and came to us, and also with all and singular such liberties

The duchy of Lancaster, and other estates of the heritage of Lancaster, shall not be changed by the King's assumption of the regal dignity;

Digitized by Google

tales officiarios et ministros gubernentur et exequantur, quæ et qualia et per quales officiarios et ministros, tam tempore dicti domini et patris nostri, quam temporibus aliorum progenitorum et antecessorum nostrorum, in eisdem ducatu, comitatibus, honoribus, castris, maneriis, feodis, ac aliis possessionibus et dominiis prædictis, uti et haberi, ac regi et gubernari consueverunt, virtute cartarum prædictarum: Volentes ulterius et concedentes, ac pro nobis et hæredibus nostris prædictis, ex certa scientia nostra et de assensu prædictis, plenarie declarantes, quod universi et singuli tenentes nostri de ducatu, comitatibus, honoribus, maneriis, feodis, ac aliis possessionibus et dominiis prædictis, et hæredes sui, adeo liberi sint et in omnibus talis ac adeo liberæ et illesæ conditionis, tam in ingressibus suis in hæreditates suas post mortem antecessorum suorum, quam in tenuris suis, ac alias qualitercumque, sicut esse possent et deberent, de consuetudine vel de jure, si dicta dignitas nostra regia nobis nusquam accidisset, dicta assumptione nostra dignitatis regiæ, aut eo quod ducatus, comitatus, honores, castra, maneria, feoda, advocationes, possessiones, dominia et libertates prædicta in manu nostra jam existunt, seu aliqua interruptione, cessatione, vel discontinuatione libertatum prædictarum, seu aliquibus aliis occasionibus, causis, coloribus, vel impedimentis quibuscumque, quæ incontrarium præsentis voluntatis, concessionis, et declarationis nostræ vigorem seu effectum aliquem habere nolumus, in aliquo non obstantibus. Proviso semper quod tenentes nostri infra comitatum nostrum palatinum Lancastriæ hæreditates suas in manum nostram et dictorum hæredum nostrorum in dictis cartis specificatorum, post mortem antecessorum suorum, seu alio modo seisiendas et capiendas, extra eandem manum nostram, et dictorum hæredum nostrorum in cartis prædictis specifica-

Digitized by Google

and franchises, and other privileges, advantages, and profits whatsoever, with which our aforesaid lord and father, whilst he lived, had and held the same, for the term of his life, by grant from the aforesaid late King Richard, shall be to us and our said heirs in the said charters specified, fully and entirely kept, continued, and had;—will, and by the tenor of these presents, of our certain knowledge, and with the assent of our present parliament, do grant, declare, decree, and ordain, for us and our heirs, that as well our duchy of Lancaster, as all and singular the other counties, honors, castles, manors, fees, advowsons, possessions, annuities, and lordships whatever, to us howsoever and wheresoever descended before our adoption of the royal dignity, by hereditary right, in demesne, in service, or in reversion, or otherwise howsoever, shall for ever remain to us and our said heirs in the charters aforesaid specified in form aforesaid; and that they so and in such wise, and by such officers and ministers, in all things be managed, governed, and treated, as they would have remained, been managed, governed, and treated, if we had never assumed the ensign of royal dignity. And, moreover, that such and the like liberties, *jura regalia*, customs, and franchises, in the said duchy, counties, honors, castles, manors, fees, and other possessions and lordships aforesaid, in all, and throughout all, be had, exercised, continued, done, and used for ever, and they by such officers and ministers be governed and executed, as and which were wont to be had and used in the same duchy, counties, honors, castles, manors, fees, and other possessions and lordships, and by whom they were wont to be ruled and governed, as well in the time of our said lord and father, as in the times of other our progenitors and ancestors, by virtue of the charters aforesaid: Willing, furthermore, and granting, and for us and our heirs

and the franchises with which John late Duke of Lancaster held the same shall be continued.

Settled upon King Henry the Fourth and his heirs specified in the preceding charters,—to remain as before his accession to the crown.

The same liberties and *jura regalia* to be exercised as well in the said duchy as other the said estates, throughout, and to be governed by the like officers as before.

Digitized by Google

torum, per liberationem in cancellaria regalitatis ibidem habendam, prosequantur, ut est moris et fuerit faciendum ratione regalitatis supradictæ; et quod prærogativa nostra quoad maritagia et proficua maritagiorum hæredum aliorum tenentium nostrorum, extra dictum comitatum palatinum, seisienda et habenda, locum habeat et vigorem. Volumus insuper et concedimus, pro nobis et hæredibus nostris, ex certa scientia nostra et assensu prædictis, quod universa et singula beneficia ecclesiastica ad hæreditatem nostram prædictam spectantia, per nos et dictos hæredes nostros in dictis cartis specificatos, continue futuris temporibus conferantur: Ita quod cancellarius vel thesaurarius Angliæ pro tempore existentes, seu quivis alius officiarius regius, de collatione vel præsentatione, seu etiam de visitatione beneficiorum hujusmodi, ratione officiorum suorum, se nullatenus intromittant in futuro. Volumus etiam et concedimus, pro nobis et hæredibus nostris, ex certa scientia nostra et de assensu prædictis, quod omnes et singuli receptores, feodarii, firmarii, ballivi, præpositi, officiarii, ac quicumque alii servientes et ministri nostri, et dictorum hæredum nostrorum in dictis cartis specificatorum, prædictorum ducatus, comitatuum, honorum, castrorum, maneriorum, feodorum, possessionum, dominiorum et libertatum, de omnibus et singulis denariis, firmis, redditibus, exitibus, reventionibus, et proficuis quibuscumque de eisdem ducatu, comitatibus, honoribus, castris, maneriis, feodis, possessionibus, dominiis et libertatibus, qualitercumque provenientibus, coram certis specialibus auditoribus, officiariis et ministris, per nos et dictos hæredes nostros in cartis prædictis specificatos de tempore in tempus ad hoc limitandis et assignandis, duntaxat, et non coram thesaurario et baronibus de scaccario regio, computent et respondeant continue infuturum. Ita

Digitized by Google

aforesaid, of our certain knowledge and with the assent aforesaid, fully declaring, that all and singular our tenants of the duchy, counties, honors, manors, fees, and other possessions and lordships aforesaid, and their heirs, may be as free, and in all respects of such and of as unimpaired and free condition, as well in their entries upon their inheritances after the death of their ancestors as in their tenures, and otherwise howsoever, as they could and ought to be by custom or of right if our said royal dignity had never fallen to us, our said assumption of the royal dignity notwithstanding, or notwithstanding that the duchy, counties, honors, castles, manors, fees, advowsons, possessions, lordships, and liberties aforesaid are now in our hands, or any interruption, cessation, or discontinuance of the liberties aforesaid, or any other lets, causes, colors, or impediments whatsoever (which we will not to have any force or effect to the contrary of this our present will, grant, and declaration,) in anywise notwithstanding. Provided always, that our tenants within our county palatine of Lancaster may sue their inheritances (to be taken and seized into the hands of us and our said heirs in the said charters specified after the death of their ancestors or in other manner) out of the same hands of us and our said heirs in the aforesaid charters specified, by livery to be had in the chancery of the regality there, as is the custom, and would have been done by reason of the abovesaid regality; and that our prerogative in respect of seizing and having the marriages and the profits of the marriages of the heirs of other our tenants out of the said county palatine have effect and vigor. We will moreover and grant, for us and our heirs, of our certain knowledge and with the assent aforesaid, that all and singular ecclesiastical benefices belonging to our heritage aforesaid shall in time to come be conferred

The tenants may enter and hold after their ancestors' death, as they had been accustomed.

Proviso for the tenants of the county Palatine of Lancaster.

Saving the prerogative as to marriages out of the County Palatine,

Chancellor or Treasurer of England not to intermeddle in presenting to church benefices.

Digitized by Google

quod thesaurarius et barones de scaccario prædicto, de aliquibus hujusmodi denariis, firmis, redditibus, exitibus, reventionibus aut proficuis, seu de aliquibus compotis, vel ratiociniis inde audiendis, habendis, reddendis, vel terminandis infuturum, se non intromittant ullo modo. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Westmonasterium, quarto decimo die Octobris, anno regni nostri primo.

Per ipsum Regem et de assensu Parliamenti.

Digitized by Google

uninterruptedly by us and our said heirs in the said charters specified: so that in future the chancellor or treasurer of England for the time being, or any other royal officer, do in nowise intermeddle in the collation or presentation, or even in the visitation, of the like benefices by reason of their offices. We will also and grant, for us and our heirs, of our certain knowledge and with the assent aforesaid, that all and singular receivers, feodaries, farmers, bailiffs, reeves, officers, and other the servants and ministers whosoever of us and our said heirs in the said charters specified of the aforesaid duchy, counties, honors, castles, manors, fees, possessions, lordships, and liberties, for all and singular sums of money, farms, rents, issues, revenues, and profits whatever in any manner proceeding from the same duchy, counties, honors, castles, manors, fees, possessions, lordships, and liberties, shall without interruption account and answer in future before certain special auditors, officers, and ministers from time to time to be hereunto limited and assigned only by us and our said heirs in the charters aforesaid specified, and not before the treasurer and barons of the royal exchequer. So that the treasurer and barons of the exchequer aforesaid shall not in any wise intermeddle in future in any the like monies, farms, rents, issues, revenues, or profits, or in the auditing, having, rendering, or determining any the accounts or reckonings thereof. In witness whereof we have caused these our letters to be made patent. Witness ourself at Westminster, on the fourteenth day of October, in the first year of our reign.

All receivers and others to account before special auditors, and not at the royal exchequer.

By the King himself, and with the assent of Parliament.

Digitized by Google

XVIII.

Rotulus Parliamenti summoniti et tenti apud Westmonasterium die Lunæ in festo sanctæ Fidis Virginis, anno regni Regis Henrici Quarti post Conquestum primo.

Qe le Prince porte le noun de Duc de Lancastre.

Rot. Parl. 1 Hen. 4. art. 81. in Turr. Lond.

ITEM, nostre dit Seigniour le Roy considerant coment luy Dieu tout-puissant de sa grande grace luy ad mys en l'onurable estat du Roy, et pourtant il ne poet mesmes pur certeine cause porter le noun de Duc de Lancastre en son estile: Et auxi mesme nostre Seigniour le Roy considerant coment cel honurable noun et estat de Duc ad este mesnez et governez moelt honurablement en l'onurable persone de son pier, qi Dieu assoile, et des pleusours ses honurables auncestres: Et veullant sur ceo que le dit noun de Duc de Lancastre soit continuez en honur come affiert, de l'advis et assent des toutz lez Seigniours espirituelx et temporelx, et de les Communes avauntditz, ad ordeignez que Henry son eisnez filz ait et porte le noun de Duc de Lancastre, et q'il soit nomez Prince de Gales, Duc d'Aquitaigne, de Lancastre, et de Cornewaille, et Count de Cestre. Et outre ceo, mesme notre Seigniour le Roy considerant coment diverses libertees et franchises aient este grantez devant ces heures, si bien a son dit pier come as autres ses auncestres Ducs et Countz de Lancastre, voet et grante, de l'advys et assent avauntditz, que mesmes les libertees et franchises soient et

Digitized by Google

XVIII.

Roll of the Parliament summoned and holden at Westminster, on Monday the feast of Saint Faith the Virgin (6th October), in the first year of the reign of King Henry the Fourth after the Conquest.

That the Prince may bear the name of Duke of Lancaster.

10th Nov. 1 Hen. 4. A.D. 1399.

ALSO, our said Lord the King considering how Almighty God of his great grace hath placed him in the honorable estate of King, and nevertheless he cannot yet for certain cause bear the name of Duke of Lancaster in his style: And also, our same Lord the King considering how this honorable name and station of Duke hath been most honorably treated and governed in the honorable person of his father, on whom may God have mercy, and of his several honorable ancestors: And on that account being willing that the said name of Duke of Lancaster be continued in honor, as is meet, hath ordained, by and with the advice and assent of all the Lords spiritual and temporal, and of the Commons aforesaid, that Henry, his eldest son, do have and bear the name of Duke of Lancaster, and that he be named Prince of Wales, Duke of Aquitaine, of Lancaster, and of Cornwall, and Earl of Chester. And, moreover, our same Lord the King, considering how divers liberties and franchises have been granted before these times, as well to his said father as to other his ancestors Dukes and Earls of Lancaster, wills and grants, by and with the advice and assent

Henry, the King's eldest son, shall have the title of Prince of Wales, Duke of Aquitaine, of Lancaster, and of Cornwall, and Earl of Chester.

The franchises to remain with the Prince and his heirs, Dukes of Lancaster, dissevered from the crown.

Digitized by Google

demorgent a son dit eisnez filz, et ses heires Ducs de Lancastre, disseverez de la corone d'Engleterre quitement et entierment, solonc l'effect et purport de les grantes avauntdites. Et sur ceo monstra une chartre en parlement ent faite, et la bailla a son eisnez filz avauntdit.

Digitized by Google

aforesaid, that the same liberties and franchises be and remain with his said eldest son, and his heirs Dukes of Lancaster, wholly and entirely dissevered from the crown of England, according to the effect and purport of the grants aforesaid. And hereupon he exhibited a charter thereof made in parliament, and delivered it to his eldest son aforesaid.

Digitized by Google

XIX.

Rotulus Parliamenti tenti apud Westmonasterium primo die Marcii, anno regni Regis Henrici Quarti post Conquestum septimo, et finiti ibidem vicesimo secundo die Decembris, anno regni ejusdem Regis octavo.

L'enheritance de la Corone.

Rot. Parl. 7 & 8 Hen. 4. m. 18. n. 38. in Turr. Lond. [Vacat quia aliter inferius.]

ITEM, mesme le jour [Lundy le 7e jour de Juyn], seant nostre Seigniour le Roy en soun see roiale, en presence des Seigniours en Parlement, &c.

ET SUR CE, de l'advys et assent avant ditz, feust faite et ensealee une autre lettre patente dessoutz le grand seal mesme nostre Seigniour le Roy, et de les Seigniours, et le Commune Parlour suisditz, briefment contenante la substance de la matere comprise en la dite exemplification; laquele lettre patente fuist auxi lue et pleinement accordez devaunt le Roy et les ditz Seigniours et Communes, dont le tenure auxi s'enseute:

Pro Henrico principe Walliæ hærede apparente.

Ibid.; et Rot. Pat. 7 Hen. 4. p. 2. m. 23. in Turr. Lond. [Vacat quia aliter et sub alia forma in anno octavo.]

" Proviso etiam quod jus successionis in ducatu nostro " Lancastriæ illi vel illis, cui vel quibus de jure et consue- " tudine regni nostri Angliæ debeatur seu debebitur in " futuro, istis non obstantibus, salvum omnino maneat et " illæsum."

Digitized by Google

XIX.

Roll of the Parliament holden at Westminster on the first day of March, in the seventh year of the reign of King Henry the Fourth after the Conquest, and there ended on the twenty-second day of December, in the eighth year of the same King's reign.

The inheritance of the Crown.

ALSO, on the same day [Monday the seventh day of June], our Lord the King sitting on his royal throne in presence of the Lords in Parliament,* &c. [See the Rolls of Parliament, vol. iii. p. 574.] 7th June, 7 Hen. 4. A.D. 1406. [Void, because it is in another form below.]

AND HEREUPON, by and with the advice and assent aforesaid, other letters patent were made and sealed under the great seal of our same Lord the King, and the seals of the Lords, and that of the Common Speaker abovesaid, containing briefly the substance of the matter comprised in the said exemplification; which letters patent were also read, and fully agreed to, before the King and the said Lords and Commons, the tenor whereof also followeth. [See the Rolls of Parliament, vol. iii. p. 576.]

For Henry Prince of Wales, the heir apparent.

"Provided also that the right of succession in our "duchy of Lancaster do remain wholly saved and unim- "paired to him or to them, to whom by law and custom "of our realm of England it is due, or shall be due in "future, these notwithstanding." 7th June, 7 Hen. 4. A.D. 1406. [Void, because it occurs otherwise and in other form in the eighth year.]

* By this statute the crown was settled, after the King's decease, on

Digitized by Google

Rot. Parl. 7 & 8 Hen. 4. m. 15. n. 60.

ITEM, Mesquardy le 22 jour de Decembre, les Communes vindrent devaunt le Roy et les Seigniours en Parlement, et illeosqes esteantz memses les Communes, le dit Monsieur Johan Tybetot pria en lour noun a mesme nostre Seigniour le Roy qe mesmes les Communes purroient avoir illeosqes communication ovesque toutz les Seigniours espirituelx et temporelx; quel prier le Roy leur ottroia. Sur quoy mesmes les Seigniours eue advyse et deliberation ovesque les ditz Communes, l'Ercevesque de Cantirbirs, el noun des mesmes les Seigniours et Communes, myst avaunt une petition touchant l'enheritance et la succession de la Corone d'Engleterre, et pria a mesme nostre Seigniour le Roy q'il luy plerroit affermer la dite petition en Parlement, et qe mesme la petition purroit estre enactez et enrollez en rolle de Parlement, et tenuz et proclamez pur estatut: fesantz protestation qe ne fuist pas leur entention de parler riens celle partie touchant la duchie ne l'eritage de Lancastre. Quel prier le Roy lour ottroia. Et au fyn qe les ditz enheritances et succession purront overtement estre publiez et conuz as toutz roialmes, terres, et seigniouries queconqes, accordez est et assentuz par le Roy et les Seigniours en Parlement qe la dite petition soit exem-

the King's eldest son Henry Prince of Wales, and the heirs male of his body; and if he should die without issue male, then on the King's second son Thomas, and the heirs male of his body; with remainders to John and Humfrey, the King's third and fourth sons, and the heirs male of their bodies successively. The statute was ordered to be exemplified under the King's great seal, the seals of the Lords, and that of the Speaker of the Commons, and the exemplification was ordered to be entered on the Roll. The proviso relative to the Duchy of Lancaster occurs in the letters patent containing the substance of the matter comprised in the exemplification.

Digitized by Google

The Inheritance of the Crown.*

ALSO, on Wednesday the twenty-second day of December, the Commons came before the King and the Lords in Parliament, and, the same Commons being there, the said Sir John Tybetot in their name prayed our same Lord the King that the said Commons might there have communication with all the Lords spiritual and temporal; which prayer the King granted to them. Whereupon the same Lords having had advice and deliberation with the said Commons, the Archbishop of Canterbury in the name of the same Lords and Commons laid before them a petition touching the inheritance and succession of the Crown of England, and prayed our same Lord the King that he would be pleased to affirm the said petition in Parliament, and that the same petition might be enacted and inrolled on the roll of Parliament, and be held and proclaimed as a statute: making protestation that it was not their intention to speak aught in that behalf touching the duchy or the heritage of Lancaster. Which prayer the King granted to them. And to the end that the said inheritance and succession might be openly published and known to all kingdoms, lands, and seignories whatsoever,

22d Dec. 8 Hen. 4. A.D. 1406.

* The previous statute, passed in this Parliament for limitation of the crown to the heirs male of the bodies of the King's four sons respectively, being contrary to the settlement made in the fifth year of the King, [Rot. Parl. 5 Hen. 4, n. 17. See the Parliament Rolls, vol. iii. p. 525, "Affermance des Estatz du Roy et du Prince,"] it was, therefore, in the same Parliament repealed, and a second act was passed, by which the inheritance of the crown and of the kingdoms of England and France, and of the King's other dominions beyond the sea, was settled on the King, and the heirs of his body, and on the King's four sons, and the heirs of their respective bodies, successively. The proviso relative to the duchy of Lancaster occurs in the exemplification of the instrument declaring the latter settlement.

Digitized by Google

plifiez dessouth' le grant seal du Roy, et auxi ensealez dessouth' les sealx des ditz Seigniours et le seal des armes du dit Monsieur Johan Tybetot Commune Parlour pur les Communes pur et en les nouns de les Communes d'Engleterre avaunt ditz. Laquel exemplification fuist lue et pleinement accordez devaunt le Roy et les Seigniours et Communes, et ensealee en la fourme suis dite. De quel exemplification le tenure s'enseut en cestes parols:

DE SUCCESSIONE REGNI ANGLIÆ.

Ibid.; et Rot. Pat. 8 Hen. 4. p. 1. m. 4. in Turr. Lond.

"PROVISO semper quod castra, honores, maneria, terræ, "tenementa, ac alia dominia et possessiones quæcunque "hæreditatis nostræ Lancastriæ in eadem natura, statu, "gubernatione et conditione, ac taliter in omnibus, præ- "sentibus non obstantibus, permaneant, habeantur, et "teneantur, sicut ante inceptionem præsentis Parliamenti "nostri extiterunt."

Rot. Parl. 7 & 8 Hen. 4. m. 15. n. 60-61.

ET' SUR CE, de l'advys et assent avaunt ditz, fuist faite et ensealee une autre lettre patente dessouth' le grande seal mesme nostre Seigniour le Roy, et de les Seigniours et le Commune Parlour suisditz, briefment contenant la substance de la matere comprise en la dite exemplification: la quele lettre patente fuist auxi lue et pleinement accordez devant le Roy et les ditz Seigniours et Communes, dont le tenure auxi s'ensuite:

HENRICUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ omnibus ad quos præsentes literæ pervenerint salutem in Domino sempiternam. Noverit universitas vestra quod, licet in Parliamento nostro apud Westmonasterium septimo die Junii anno regni nostri septimo, per nos, de consensu et avisamento omnium prælatorum magnatum et procerum ac cleri et communitatis regni

Digitized by Google

it is agreed and assented to by the King and the Lords in Parliament that the said petition be exemplified under the King's great seal, and also be sealed under the seals of the said Lords, and the seal of the arms of the said Sir John Tybetot, the Common Speaker of the Commons, for and in the names of the Commons of England aforesaid. Which exemplification was read and fully agreed to before the King and the Lords and Commons, and was sealed in the form abovesaid. The tenor of which exemplification followeth in these words—[See the Rolls of Parliament, vol. iii. p. 580]:

OF THE SUCCESSION TO THE REALM OF ENGLAND.

Proviso as to the duchy of Lancaster. 22d Dec. 8 Hen. 4. A.D. 1406.

"PROVIDED always, that the castles, honors, manors, "lands, tenements, and other lordships and possessions "whatsoever of our heritage of Lancaster, may remain, "be had, and be held in the same nature, state, gover- "nance and condition, and in such wise in all respects, "notwithstanding these presents, as they were before the "beginning of our present Parliament."

AND HEREUPON, by and with the advice and assent aforesaid, other letters patent were made and sealed under the great seal of our same Lord the King, and the seals of the Lords, and that of the Common Speaker abovesaid, containing briefly the substance of the matter comprised in the said exemplification: which letters patent were also read, and fully agreed to, before the King and the said Lords and Commons, the tenor whereof also followeth:

22d Dec. 8 Hen. 4. A.D. 1406.

HENRY, by the grace of God, King of England and France and Lord of Ireland, to all to whom the present letters shall come, sendeth health everlasting in the Lord. Be it known to you all, that, albeit in our Parliament holden at Westminster on the seventh day of June in the seventh

Digitized by Google

nostri Angliæ, fuerit statutum et ordinatum quod jus successionis post decessum nostrum in corona et regnis nostris Angliæ et Franciæ et dominiis nostris quibuscunque ultra mare ubilibet constitutis, cum suis juribus et pertinentiis universis, ad Henricum eadem gratia Principem Walliæ, Ducem Aquitaniæ Lancastriæ et Cornubiæ, et Comitem Cestriæ, filium nostrum primogenitum, ejusque liberos masculos legitime procreandos, ipsoque Henrico primogenito nostro sine hærede masculo decedente jus successionis prædictæ ad Thomam secundo-genitum, Johannem tertio-genitum, et Humfridum quarto-genitum nostros, eorumque liberos masculos successive pertineret modo et forma in literis nostris inde confectis plenius expressatis, quæ omnia hic habere volumus pro insertis; nihilominus tamen prælati, magnates, proceres, clerus, et communitas antedicti attendentes quod statutum et ordinatio hujusmodi jus successionis eorundem filiorum nostrorum ac liberorum eorum, sexum excludendo fœmininum, nimium restringebat, quod aliquo modo diminuere non intendebant sed potius adaugere, nobis cum instantia non modica unanimiter supplicarunt quatinus statutum et ordinationem hujusmodi cassare et adnullare, jusque successionis prædictæ ad dictum primogenitum nostrum et alios filios nostros supradictos eorumque hæredes de corporibus suis legitime procreandos post nostrum decessum successive pertinere, ordinare et statuere dignaremur. Nos igitur supplicationi hujusmodi tanquam juri consonæ inclinati ad instantem petitionem eorundem prælatorum magnatum procerum cleri et communitatis supradictorum et de eorum omnium et singulorum voluntate et assensu expressis, necnon nostra et præsentis Parliamenti nostri auctoritate statutum et ordinationem prædicta cassamus et adnullamus, necnon ad eorundem prælatorum magnatum procerum cleri et com-

Digitized by Google

year of our reign, it was resolved and ordained by us, with the advice and assent of all the prelates, grandees, and nobles, and of the clergy and commonalty of our realm of England, that the right of succession after our decease to the crown, and our realms of England and France, and all our dominions beyond the sea, wheresoever they may be, together with all their rights and appurtenances, did belong to Henry, by the same grace, Prince of Wales, Duke of Aquitaine, Lancaster and Cornwall, and Earl of Chester, our first-born son, and to his children male lawfully to be begotten; and, the same Henry our first-born dying without heir male, that the right of succession aforesaid did belong to Thomas our second son, John our third son, and Humphrey our fourth son, and their children male successively, in manner and form more fully expressed in our letters thereof made; all of which we will to be regarded as if inserted here: yet, nevertheless, the aforesaid prelates, grandees, nobles, clergy, and commonalty, taking heed that such statute and ordinance by excluding the female sex too far restrained the right of succession of our same sons and their children, which in no wise did they intend to diminish, yea rather to increase, have unanimously besought us with great instance that we would vouchsafe to quash and annul such statute and ordinance, and to resolve and ordain that the right of succession aforesaid after our decease does belong to our said first-born son, and to our other sons abovesaid, and to their heirs of their bodies lawfully to be begotten, successively. We, therefore, inclining to the like supplication, as being consonant with right, at the instant petition of the same prelates, grandees, nobles, clergy, and commonalty abovesaid, and with their and every of their express will and assent, and also by our authority and that of our present Parlia-

The act of limitation of the crown to the heirs male of the bodies of the King's four sons

repealed.

Digitized by Google

munitatis prædictorum petitionem et rogatum ac de eorum consensu concordi et auctoritate qua supra præfatum Henricum nostrum primogenitum nostrum verum legitimum certum et indubitatum hæredem ac universalem successorem in corona et regnis nostris Angliæ et Franciæ ac dominiis nostris quibuscunque ultra mare ubilibet constitutis cum suis juribus et pertinentiis universis fore et esse ac fore et esse debere; necnon jus nobis universaliter succedendi in dictis corona regnis et dominiis præfato Henrico nostro primogenito et ad eum et post ipsum successive hæredibus suis de ipsius corpore legitime procreandis et ad eos in perpetuum competere et pertinere competereque et pertinere debere tenore præsentium statuimus ordinamus decernimus et etiam declaramus. Et in eventu quo præfatus Henricus primogenitus noster absque hærede naturali et legitimo de corpore suo legitime procreato ab hac luce migraverit statuimus ordinamus decernimus et declaramus ad petitionem et rogatum prædicta ac de consensu voluntate et auctoritate quibus supra quod universale jus successionis hujusmodi in dictis corona regnis et dominiis nostris cum suis juribus et pertinentiis universis ad Thomam secundo-genitum nostrum et post eum successive ad hæredes suos de ejus corpore legitime nascituros plene ac libere transeat ac remaneat pro perpetuo. Quod si præfatum Thomam absque hærede naturali et legitimo de corpore suo legitime procreato diem claudere contingat extremum ad Johannem tertiogenitum nostrum hæredesque suos de ejus corpore legitime procreandos. Et si ipsum Johannem sine hærede hujusmodi decedere contigerit ad Humfridum quartogenitum nostrum et ejus hæredes de corpore suo legitime procreandos jus successionis hujusmodi in corona regnis et dominiis antedictis cum eorum pertinentiis absque contra-

Digitized by Google

ment, the statute and ordinance aforesaid do quash and annul; and likewise at the petition and request of the same prelates, grandees, nobles, clergy, and commonalty aforesaid, and with their unanimous consent, and by the authority as above, we do by the tenor of these presents resolve, ordain, decree, and also declare our aforesaid first-born son Henry to be, and that he is and ought to be, our true, legitimate, sure, and undoubted heir and universal successor to the crown, and our realms of England and France, and all our dominions beyond the sea, wheresoever they may be, with all their rights and appurtenances; and that the right of succeeding us universally in the said crown, realms, and dominions does belong and pertain, and ought to belong and pertain, to our aforesaid first-born son Henry, and after him to his heirs of his body lawfully to be begotten successively for ever. And in the event of our aforesaid first-born son Henry departing this life without natural and legitimate heir of his body lawfully begotten, we do resolve, ordain, decree, and declare, at the petition and request aforesaid, and by and with the consent, will, and authority as above, that the universal right of the like succession to our said crown, realms, and dominions, with all their rights and appurtenances, shall fully and freely pass and remain to Thomas our second son, and after him to his heirs who shall be lawfully born of his body successively for ever. And if it happen that the aforesaid Thomas shall close his life without natural and legitimate heir of his body lawfully begotten, the like right of succession to the crown, realms, and dominions aforesaid, with their appurtenances, without any contradiction whatever shall freely devolve upon John our third son, and his heirs of his body lawfully to be begotten:

Settlement of the crown after the King's demise on his four sons, and the heirs of their respective bodies, successively.

Digitized by Google

dictione quacunque libere devolvatur. Per hoc tamen statutum sive ordinationem quoad ducatum Lancastriæ ejusque jura possessiones honores et consuetudines cum suis pertinentiis universis ac successionem et modum succedendi in ducatu prædicto sive in capite vel in membris nihil immutare vel innovare intendimus, sed in omnibus præmissis et aliis quibuscunque modis et formis quibus ante hoc statutum ducatus ipse regi administrari et gubernari solebat antiqua jura statuta et consuetudines ejusdem ducatus teneri, exequi et illibate observari in posterum volumus, statuimus, decernimus et declaramus, hoc nostro statuto et quocunque alio in hoc Parliamento edito non obstante. In cujus rei testimonium non solum sigillum nostrum sed etiam omnium dominorum spiritualium et temporalium prædictorum pro se clero et communitate prædictis sigilla præsentibus sunt appensa. Et nos Thomas Cantuariensis Archiepiscopus totius Angliæ primas, Nicholaus Londinensis, Henricus Wintoniensis, Johannes Eliensis, Edmundus Exoniensis, Thomas Dunelmensis, Robertus Cicestrensis, Ricardus Sarum, Guido Menevensis, Johannes Coventrensis et Lichfeldensis, Ricardus Wigorniensis, Henricus Bathoniensis et Wellensis, Robertus Herefordensis, Philippus Lincolniensis, Thomas Landavensis, et Willielmus Carliolensis, Episcopi, Custos Spiritualitatis Archiepiscopatus Eboracensis, Custos Episcopatus Norwicensis, et Custos Episcopatus Roffensis, Abbas Westmonasterii, Abbas de Sancto Albano, Abbas de Waltham, Abbas Salopiæ, Abbas de Burgo Sancti Petri, Abbas Beati Johannis Colcestriæ, Abbas de Sancto Edmundo de Bury, Abbas de Abyndon, Abbas Beatæ Mariæ Eborum, Abbas de Croyland, Abbas de Bardeney, Abbas Sancti Benedicti de Hulmo, Abbas Glastoniæ, Abbas de Malmesbury, Abbas de Redyng, Abbas

Digitized by Google

And if it shall happen that the said John die without such heir, then upon Humphrey our fourth son, and his heirs of his body lawfully to be begotten. Nevertheless by this statute or ordinance, so far as regards the duchy of Lancaster, and its rights, possessions, honors, and customs, with all their appurtenances, and the succession and manner of succeeding in the aforesaid duchy, whether in chief or in its members, we do nothing intend to change or innovate, but that in all the premises and in all other modes and forms in which before this statute the same duchy was wont to be ruled, administered, and governed, we will, resolve, decree, and declare, that the ancient rights, statutes, and customs of the same duchy shall be held, executed, and purely observed for ever, notwithstanding this our statute, or any other soever passed in this Parliament. In witness whereof, not only our seal, but also the seals of all the Lords spiritual and temporal aforesaid, for themselves, the clergy, and the Commons aforesaid, to these presents are set. And we, Thomas Archbishop of Canterbury, Primate of all England, Nicholas Bishop of London, Henry Bishop of Winchester, John Bishop of Ely, Edmund Bishop of Exeter, Thomas Bishop of Durham, Robert Bishop of Chichester, Richard Bishop of Salisbury, Guy Bishop of St. David's, John Bishop of Coventry and Litchfield, Richard Bishop of Worcester, Henry Bishop of Bath and Wells, Robert Bishop of Hereford, Philip Bishop of Lincoln, Thomas Bishop of Llandaff, and William Bishop of Carlisle, the Keeper of the Spirituality of the Archbishopric of York, the Keeper of the Bishopric of Norwich, and the Keeper of the Bishopric of Rochester, the Abbot of Westminster, the Abbot of St. Alban's, the Abbot of Waltham, the Abbot of Shrewsbury, the Abbot of Peterborough, the Abbot of St.

Proviso as to the duchy of Lancaster.

Digitized by Google

de Selby, Abbas de Thorney, Abbas de Bello, Abbas de Cirencestre, Abbas Beati Petri Gloucestriæ, Abbas de Evesham, Abbas de Rameseye, Abbas de Hida juxta Wintoniam, Abbas de Wynchecombe, et Prior de Coventre, Edwardus Dux Eborum, Johannes Somersetiæ, Edmundus Kantiæ, Thomas Arundelliæ, Ricardus Warwici, Edwardus Devoniæ, Michael Suffolciæ, Ricardus Oxoniæ, et Radulphus Westmerlandiæ, Comites; ac Walterus Prior Hospitalis Sancti Johannis Jerusalem in Anglia, Willielmus Dominus de Roos, Ricardus Dominus de Grey de Codenore, Henricus Dominus de Beaumont, Reginaldus Dominus de Grey de Ruthyn, Willielmus Dominus de Ferrers, Thomas Dominus de Furnyvale, Willielmus Dominus de Wylughby, Hugo Dominus de Burnell, Willielmus Dominus de Clynton, Thomas Dominus de Morley, Johannes Dominus de Darcy, Johannes Dominus de Lovell, Bartholomæus Dominus de Burghchier, Gilbertus Dominus de Talbot, Willielmus Dominus de la Zouche, Thomas Dominus de Camoys, Ricardus Dominus de Seymour, Henricus Fitz-Hugh, Henricus le Scrop de Masham, Johannes de Welles, Johannes Cobham, Petrus de Malolacu, Johannes de Latymer, Edwardus de Charleton de Powys, Magister Thomas de la Warre, Thomas de Berkeley, Radulphus de Crumwell, Radulphus de Greystok, Willielmus Beauchamp de Bergeveny, Johannes Touchet, Robertus Ponynges, Johannes Haryngton, et Ricardus Lestraunge; ac Johannes Typtot, Miles, Prælocutor Communitatis prædictæ in Parliamento præsenti, meo et ipsius Communitatis nomine, omnibus supradictis nostrum præbentes consensum pariter et assensum juramus ad sancta Dei evangelia per nos et quemlibet nostrum corporaliter tacta omnia et singula præmissa perpetuis temporibus per nos et nostros, quantum in nobis est,

Digitized by Google

John's at Colchester, the Abbot of Bury St. Edmund's, the Abbot of Abingdon, the Abbot of St. Mary's at York, the Abbot of Croiland, the Abbot of Bardney, the Abbot of St. Bennet de Hulme, the Abbot of Glastonbury, the Abbot of Malmsbury, the Abbot of Reading, the Abbot of Selby, the Abbot of Thorney, the Abbot of Battle, the Abbot of Cirencester, the Abbot of St. Peter's at Gloucester, the Abbot of Evesham, the Abbot of Ramsey, the Abbot of Hide near Winchester, the Abbot of Winchcombe, and the Prior of Coventry, Edward Duke of York, John Duke of Somerset, Edmund Earl of Kent, Thomas Earl of Arundel, Richard Earl of Warwick, Edward Earl of Devon, Michael Earl of Suffolk, Richard Earl of Oxford, and Ralph Earl of Westmoreland, and Walter Prior of the Hospital of St. John of Jerusalem in England, William Lord de Roos, Richard Lord de Grey of Codenore, Henry Lord de Beaumont, Reginald Lord de Grey of Ruthyn, William Lord de Ferrers, Thomas Lord de Furnyvale, William Lord de Willoughby, Hugh Lord de Burnell, William Lord de Clynton, Thomas Lord de Morley, John Lord Darcy, John Lord de Lovell, Bartholomew Lord de Bourgchier, Gilbert Lord de Talbot, William Lord de la Zouche, Thomas Lord de Camoys, Richard Lord de Seymour, Henry Fitz-Hugh, Henry le Scrope of Masham, John de Welles, John Cobham, Peter de Mauley, John le Latymer, Edward de Charleton of Powys, Master Thomas de la Warre, Thomas de Berkeley, Ralph de Crumwell, Ralph de Greystok, William Beauchamp of Bergavenny, John Touchet, Robert Ponynges, John Haryngton, and Richard Lestraunge, and I Sir John Typtot, Knight, Speaker of the Commons aforesaid in the present Parliament, in my own name, and in the name of the same Commons, giving our consent and

Digitized by Google

inconcusse et inviolabiliter observare, nec quicquam in contrarium, re vel verbo, publice vel occulte, directe vel indirecte facere vel attemptare, seu fieri vel attemptari facere vel procurare quovismodo. Datæ in præsenti Parliamento nostro infra palatium nostrum Westmonasterii, vicesimo secundo die Decembris, anno Domini millesimo quadringentesimo sexto et regni nostri octavo.

Digitized by Google

assent to all the matters abovesaid, do swear upon the Holy Gospels of God, corporally touched by us and each of us, steadfastly and inviolably to observe all and every the premises by us and ours, as far as in us lies, in all times to come, and nothing to the contrary thereof, in word or deed, publicly or privily, directly or indirectly, to do or attempt, or procure or suffer to be done or attempted in any wise. Given in our present Parliament within our palace of Westminster on the twenty-second day of December, in the year of our Lord one thousand four hundred and six, and in the eighth year of our reign.

Digitized by Google

XX.

Rotulus Parliamenti tenti apud Westmonasterium die Lunæ proximo post Octabas Sancti Martini, anno regni Regis Henrici Quinti post Conquestum secundo.

De unione jurium et possessionum comitatus Herefordensis ducatui Lancastriæ facta.

Rot. Parl. 2 Hen. 5. p. 2. n. 30. in Turr. Lond.

ITEM, fait assavoir que le Roy, de sa certeine science, et del assent des Seigniours espirituelx et temporelx, et des Communes, assemblez en ceste parlement, par pleine auctorite de mesme le parlement, declarast, grantast, et ordeignast, entre autres choses, que toutz les honours, chasteux, hundredes, commotes, manoirs, terres, tenementz, reversions, annuitees, rentes, services, fees, avoesons, possessions, et seigniouries queconqes, si bien deins le roialme d'Engleterre, come es parties de Gales, et es autres lieux dedeinz les seigniouries et pouste du Roy, queux sont descenduz ou descenderont enheritablement a Roy apres la mort Dame Marie, une des filles et heires Humfrey de Bohun nadgairs Count de Hereford, Essex, et Northampton, et Constable d'Engleterre, come a fitz et heir mesme cele Dame Marie, ovesque toutz les droitures, libertees, franchises, et francs custumes a mesme cele enheritance appurtenantz ou regardantz, soient severez de la corone d'Engleterre, et adjointz annectez uniz et encorporetz au duchee le dit Roy de Lancastre, a mesme le Roy et a ses heirs, come a mesme le duchee issint adjointz annectez uniz et encorporetz, perpetuelment a demurrerz; et que tres toutz les honours, chasteux, hundredes, commotes, manoirs,

Digitized by Google

XX.

Roll of the Parliament holden at Westminster on the Monday next after the Octaves of Saint Martin, in the second year of the reign of King Henry the Fifth after the Conquest.

Of a union of the rights and possessions of the earldom of Hereford with the duchy of Lancaster.

ALSO, be it known that the King, of his certain knowledge, and with the assent of the Lords spiritual and temporal, and of the Commons, in this parliament assembled, by full authority of the same parliament, has declared, granted, and ordained, amongst other things, that all the honors, castles, hundreds, commotes, manors, lands, tenements, reversions, annuities, rents, services, fees, advowsons, possessions, and lordships whatsoever, as well within the realm of England as in the parts of Wales, and in other places within the King's power and dominions, which since the death of the Lady Mary, one of the daughters and co-heirs of Humphrey de Bohun, formerly Earl of Hereford, Essex, and Northampton, and Constable of England, have descended, or shall descend by inheritance to the King, as son and heir of the same Lady Mary, with all the rights, liberties, franchises, and free customs to such heritage belonging or appertaining, shall be severed from the crown of England, and be adjoined, annexed, united and incorporated to and with the said King's duchy of Lancaster, to remain to the same King and to his heirs so adjoined, annexed, united, and incorporated to and with the same

19th Nov. 2 Hen. 5. A.D. 1414.

The heritage of the earldom of Hereford shall be severed from the crown, and be annexed to the duchy of Lancaster.

Digitized by Google

terres, tenementz, et reversions suisditz, et les autres choses queconques a la dite enheritance regardantz, et les hommes et tenantz a ycelle appurtenantz, soient auxi entierment enfranchisez, et par autielx officers tretez, gardez, et governez en toutz points, come les possessions a le dit duchee appurtenantz et les hommes et tenantz a mesme le duchee regardantz sont enfranchisez, tretez, gardez, et governez pur toutz jours; et ceo solonc la fourme, force, et effect de les paroles contenuz en une cedule mys en ceste parlement, et par le Roy, del assent des Seigniours avauntditz et par l'auctorite suis dite, ovesque toutz clauses en ycelle contenuz, pleinement affermez, dount le tenure cy ensuit :

HENRICUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ omnibus ad quos præsentes literæ pervenerint salutem. Sciatis quod cum ducatus Lancastriæ, ac quamplura alia comitatus, honores, castra, maneria, feoda, possessiones et dominia, infra regnum nostrum Angliæ et partes Walliæ, ac alibi, carissimo domino et patri nostro domino Henrico nuper Regi Angliæ defuncto tam per mortem celebris memoriæ Henrici nuper Ducis Lancastriæ proavi nostri, ac carissimi domini et avi nostri Johannis nuper Ducis Lancastriæ, necnon carissimæ dominæ et aviæ nostræ dominæ Blanchiæ nuper uxoris ejus, filiæ et hæredis prædicti proavi nostri, jure hæreditario, antequam ad statum et dignitatem regalem rerum Dominus omnium sua ineffabili clementia ipsum patrem nostrum nuperrime evocavit, descenderint et acciderint, in quibus quidem ducatu, comitatibus, honoribus, castris, maneriis, possessionibus et dominiis, diversa libertates, jura regalia, consuetudines et franchesiæ, dictis progenitoribus et antecessoribus nostris, quædam, videlicet, eis et hæredibus de corporibus suis exeuntibus, et

Digitized by Google

duchy for ever; and that all the honors, castles, hundreds, commotes, manors, lands, tenements, and reversions abovesaid, and whatsoever other things to the said heritage belonging, and the men and tenants to the same appurtenant, shall be as entirely free, and by the same officers treated, kept, and governed in all respects, as the possessions appurtenant to the said duchy, and the men and tenants belonging to the same duchy, are free, and are treated, kept, and governed, for ever;—and this according to the form, force, and effect of the words contained in a schedule in this parliament exhibited, and by the King, with the assent of the Lords aforesaid and by the authority abovesaid, fully confirmed, with all the clauses therein contained, the tenor whereof hereafter followeth:

The lands, and men and tenants thereof, shall be under rule and management of duchy officers.

HENRY, by the grace of God, King of England and France and Lord of Ireland, to all to whom the present letters shall come, greeting. Know ye, that whereas the duchy of Lancaster, and very many other counties, honors, castles, manors, fees, possessions, and lordships, within our realm of England and the parts of Wales and elsewhere, before the Lord of all things so lately in his unspeakable mercy called our most dear lord and father, the lord Henry late King of England, deceased, to the regal estate and dignity, did descend and come unto our same father by hereditary right, by the death as well of Henry of famous memory, late Duke of Lancaster, our great-grandfather, as of our most dear lord and grandfather John late Duke of Lancaster, and also of our most dear lady and grandmother the lady Blanche, late his wife, daughter and heiress of our aforesaid great-grandfather; in which said duchy, counties, honors, castles, manors, possessions, and lordships, divers liberties, *jura regalia*, customs, and franchises were and had been granted to our said progenitors and ancestors,—

19th Nov. 2 Hen. 5. A.D. 1414.

Recital that the late King Henry the Fourth held the duchy of Lancaster and other estates in various counties by inheritance, before his accession to the crown;

and that divers liberties and *jura regalia* had been granted therein by several charters.

Digitized by Google

quædam sibi et hæredibus masculis de corporibus suis exeuntibus, ac quædam præfato domino et avo nostro ad terminum vitæ suæ, per diversas cartas, tam domini Edwardi nuper Regis Angliæ proavi nostri, quam domini Ricardi nuper Regis Angliæ secundi post conquestum, fuerant concessa. Præfatusque pater noster nolens dictam hæreditatem suam, aut libertates ejusdem, occasione assumptionis regalis status et dignitatis suæ in aliquo mutari, transferri, diminui, seu derogari, sed eandem hæreditatem suam in juribus et libertatibus suis prædictis, eisdem modo, forma, conditione, et statu quibus sibi descenderant et evenerant, ac etiam cum omnibus et singulis talibus libertatibus et franchesiis, ac aliis privilegiis, commoditatibus, et proficuis quibuscunque, quibus prædictus dominus et avus noster, dum vixit, eam, ad terminum vitæ suæ, ex concessione prædicti Ricardi nuper Regis, habuit et tenuit, eidem patri nostro, et dictis hæredibus suis in cartis prædictis specificatis, plenarie et integre conservari, continuari, et haberi,—voluerit, ac per cartam suam, ex certa scientia sua, de assensu parliamenti sui anno regni sui primo tenti, concesserit, declaraverit, decreverit, et ordinaverit pro se et hæredibus suis, quod tam ducatus suus Lancastriæ, quam universa et singula alia comitatus, honores, castra, maneria, feoda, advocationes, possessiones, annuitates et dominia quæcunque, sibi, ante adeptionem dignitatis suæ regiæ, qualitercunque et ubicunque, jure hæreditario, in dominico servitio vel in reversione, seu alias qualitercunque discensa, eidem patri nostro, et dictis hæredibus suis in cartis prædictis specificatis, in forma prædicta remaneant in perpetuum, et quod taliter et tali modo, et per tales officiarios et ministros in omnibus deducantur, gubernentur, et pertractentur, sicut remanere, deduci, gubernari, et pertractari

Digitized by Google

to wit, some to them and the heirs of their bodies issuing, and some to them and the heirs male of their bodies issuing, and some to our aforesaid lord and grandfather for the term of his life,—by divers charters as well of the lord Edward late King of England, our great-grandfather, as of the lord Richard late King of England the second after the conquest. And our aforesaid father, not willing that his said heritage, or the liberties thereof, should be in aught changed, transferred, lessened, or derogated from, on account of his assumption of the royal estate and dignity, but that his same heritage in its rights and liberties aforesaid, in the same manner, state, form, and condition in which it descended and came to him, and also with all and singular such liberties and franchises, and other privileges, advantages, and profits whatsoever, with which our aforesaid lord and grandfather, whilst he lived, had and held the same, for the term of his life, by grant from the aforesaid late King Richard, should be to our same father and his said heirs in the said charters specified fully and entirely kept, continued, and had, —willed, and by his charter, of his certain knowledge, with the assent of his parliament holden in the first year of his reign, did grant, declare, decree, and ordain, for himself and his heirs, that as well his duchy of Lancaster as all and singular the other counties, honors, castles, manors, fees, advowsons, possessions, annuities, and lordships whatever, to him howsoever and wheresoever descended before his adoption of the royal dignity, by hereditary right, in demesne, in service, or in reversion, or otherwise howsoever, should for ever remain to our same father, and his said heirs in the charters aforesaid specified, in form aforesaid; and that they so and in such wise, and by such officers and ministers, in all things be managed, governed, and treated,

That the said King, being unwilling that his duchy and other estates should be changed by his assumption of the regal dignity,

had settled the same upon himself and his heirs specified in the charters, —to remain as before his accession to the crown;

Digitized by Google

deberent, si prædictus pater noster ad culmen dignitatis regiæ assumptus minime fuisset; ac insuper, quod talia et hujusmodi libertates, jura regalia, consuetudines et franchesiæ, in ducatu, comitatibus, honoribus, castris, maneriis, feodis, ac cæteris possessionibus et dominiis prædictis, in omnibus et per omnia in perpetuum habeantur, exerceantur, continuentur, fiant, et utantur, et per tales officiarios et ministros gubernentur et exequantur, quæ et qualia et per quales officiarios et ministros, tam tempore dicti domini et avi nostri, quam temporibus aliorum progenitorum et antecessorum suorum, in eisdem ducatu, comitatibus, honoribus, castris, maneriis, feodis, ac aliis possessionibus et dominiis prædictis, uti et haberi, ac regi et gubernari consueverunt, virtute cartarum inde confectarum: Volens ulterius et concedens præfatus pater noster, ac pro se et hæredibus suis, ex certa scientia sua et assensu prædictis, plenarie declarans, quod universi et singuli tenentes sui de ducatu, comitatibus, honoribus, castris, maneriis, feodis, ac aliis possessionibus et dominiis prædictis, et hæredes sui, adeo liberi sint et in omnibus talis ac adeo liberæ et illæsæ conditionis, tam in ingressibus suis in hæreditates suas post mortem antecessorum suorum, quam in tenuris suis, ac alias qualitercunque, sicut esse potuissent et debuissent, de consuetudine vel de jure, si dicta dignitas regia dicto patri nostro nusquam accidisset, dicta assumptione sua dignitatis regiæ, aut eo quod ducatus, comitatus, honores, castra, maneria, feoda, advocationes, possessiones, dominia et libertates prædicta in manu ipsius patris nostri adtunc extiterunt, seu aliqua interruptione, cessatione, vel discontinuatione libertatum prædictarum, seu aliquibus aliis occasionibus, causis, coloribus, vel impedimentis quibuscunque, quæ idem pater noster incontrarium præ-

Digitized by Google

as they would have remained, been managed, governed, and treated if our aforesaid father had never assumed the ensign of royal dignity; and moreover, that such and the like liberties, *jura regalia*, customs, and franchises, in the duchy, counties, honors, castles, manors, fees, and other possessions and lordships aforesaid, in all and throughout all, be had, exercised, continued, done, and used for ever, and they by such officers and ministers be governed and executed, as and which were wont to be had and used in the same duchy, counties, honors, castles, manors, fees, and other possessions and lordships aforesaid, and by whom they were wont to be ruled and governed, as well in the time of our said lord and grandfather, as in the times of other his progenitors and ancestors, by virtue of the charters thereof made: Our aforesaid father willing, furthermore, and granting, and for himself and his heirs, of his certain knowledge and with the assent aforesaid, fully declaring, that all and singular his tenants of the duchy, counties, honors, castles, manors, fees, and other possessions and lordships aforesaid, and their heirs, might be as free, and in all respects of such and of as unimpaired and free condition, as well in their entries upon their inheritances after the death of their ancestors as in their tenures, and otherwise howsoever, as they would and ought to have been by custom or of right if the said royal dignity had never fallen to our said father, notwithstanding his said assumption of the royal dignity, or notwithstanding that the duchy, counties, honors, castles, manors, fees, advowsons, possessions, lordships, and liberties aforesaid at that time were in the hands of our same father, or any interruption, cessation, or discontinuance of the liberties aforesaid, or any other lets, causes, colors, or impediments whatsoever (which our same father willed not to have any force

with the same liberties and *jura regalia* to be exercised as well in the said duchy as other the said estates, throughout, and to be governed by the like officers as before,

that the tenants might enter and hold after their ancestors' death, as they had been accustomed.

Digitized by Google

dictarum voluntatis, concessionis, et declarationis suarum vigorem seu effectum aliquem habere noluit, in aliquo non obstantibus. Proviso semper quod tenentes ipsius patris nostri infra comitatum palatinum Lancastriæ hæreditates suas in manum prædicti patris nostri, et dictorum hæredum suorum in dictis cartis specificatorum, post mortem antecessorum suorum, seu alio modo seisiendas et capiendas, extra eandem manum præfati patris nostri, et dictorum hæredum suorum in cartis prædictis specificatorum, per liberationem in cancellaria regalitatis ibidem habendam, prosequantur, ut est moris et fuerit faciendum ratione regalitatis supradictæ; et quod prærogativa sua quoad maritagia et proficua maritagiorum hæredum aliorum tenentium suorum, extra dictum comitatum palatinum, seisienda et habenda, locum habeat et vigorem. Prædictusque pater noster voluerit insuper et concesserit, pro se et hæredibus suis, ex certa scientia sua et assensu prædictis, quod universa et singula beneficia ecclesiastica ad hæreditatem suam prædictam spectantia, per se et dictos hæredes suos in dictis cartis specificatos, continue futuris temporibus conferantur: Ita quod cancellarius vel thesaurarius Angliæ pro tempore existentes, seu quivis alius officiarius regius, de collatione vel præsentatione, seu etiam de visitatione beneficiorum hujusmodi, ratione officiorum suorum se nullatenus intromittant in futuro. Et ulterius idem pater noster voluerit et concesserit pro se et hæredibus suis, ex certa scientia sua et de assensu prædictis, quod omnes et singuli receptores, feodarii, firmarii, ballivi, præpositi, officiarii, ac quicunque alii servientes et ministri præfati patris nostri, et dictorum hæredum suorum in dictis cartis specificatorum, prædictorum ducatus, comitatuum, honorum, castrorum, maneriorum, feodorum, possessionum, dominiorum et libertatum, de omnibus et sin-

Digitized by Google

or effect to the contrary of his aforesaid will, grant, and declaration,) in anywise notwithstanding. Provided always, that the tenants of our same father within the county palatine of Lancaster might sue their inheritances (to be taken and seized into the hands of our aforesaid father and his said heirs in the said charters specified after the death of their ancestors or in other manner) out of the same hands of our aforesaid father, and his said heirs in the aforesaid charters specified, by livery to be had in the chancery of the regality there, as was the custom, and would have been done by reason of the abovesaid regality; and that his prerogative in respect of seizing and having the marriages and the profits of the marriages of the heirs of other his tenants out of the said county palatine should have effect and vigor. And our aforesaid father moreover willed and granted, for himself and his heirs, of his certain knowledge and with the assent aforesaid, that all and singular ecclesiastical benefices belonging to his heritage aforesaid should in time to come be conferred uninterruptedly by him and his said heirs in the said charters specified: so that in future the chancellor or treasurer of England for the time being, or any other royal officer, should in nowise intermeddle in the collation or presentation, or even in the visitation, of the like benefices by reason of their offices. And furthermore our same father willed and granted, for himself and his heirs, of his certain knowledge and with the assent aforesaid, that all and singular receivers, feodaries, farmers, bailiffs, reeves, officers, and other the servants and ministers whosoever of our aforesaid father and of his said heirs in the said charters specified, of the aforesaid duchy, counties, honors, castles, manors, fees, possessions, lordships, and liberties,

Proviso for the tenants of the county palatine of Lancaster,

saving the prerogative as to marriages out of the county palatine.

And that the Chancellor or Treasurer of England should not intermeddle in presenting to church benefices.

All receivers and others should account before special auditors, and not at the royal exchequer.

Digitized by Google

gulis denariis, firmis, redditibus, exitibus, reventionibus, et proficuis quibuscunque de eisdem ducatu, comitatibus, honoribus, castris, maneriis, feodis, possessionibus, dominiis et libertatibus, qualitercunque provenientibus, coram certis specialibus auditoribus, officiariis et ministris, per ipsum patrem nostrum, et dictos hæredes suos in cartis prædictis specificatos, de tempore in tempus ad hoc limitandis et assignandis, duntaxat, et non coram thesaurario et baronibus de scaccario regio, computent et respondeant continue infuturum: Ita quod thesaurarius et barones de scaccario prædicto, de aliquibus hujusmodi denariis, firmis, redditibus, exitibus, reventionibus aut proficuis, seu de aliquibus compotis vel ratiociniis inde audiendis, habendis, reddendis, vel terminandis infuturum, se non intromittant ullo modo. Ac cum præfatus proavus noster per cartam suam nuper concesserit, pro se et hæredibus suis, prædictis avo et aviæ nostris quod ipsi et hæredes sui de corporibus suis procreati et omnes homines sui de terris et feodis quæ fuerunt Henrici quondam Comitis Lancastriæ patris præfati Henrici nuper Ducis, proavi nostri, septimo die Maii anno regni dicti domini Edwardi proavi nostri sexto decimo, in perpetuum sint quieti de pavagio, passagio, paagio, lastagio, stallagio, tallagio, cariagio, pesagio, piccagio, et terragio per totum regnum et potestatem ipsius domini Edwardi, proavi nostri. Postmodumque præfatus Ricardus nuper Rex per cartam suam concesserit prædicto avo nostro quod ipse ad totam vitam suam haberet omnes fines pro transgressione et aliis malefactis quibuscunque; ac etiam fines pro licentia concordandi, et omnimodos alios fines, redemptiones, et amerciamenta ex quacunque causa et per quamcunque causam provenientia, necnon exitus forisfactos de omnibus hominibus et tenentibus de et in terris et feodis prædicti avi

Digitized by Google

for all and singular sums of money, farms, rents, issues, revenues, and profits whatever in any manner proceeding from the same duchy, counties, honors, castles, manors, fees, possessions, lordships, and liberties, should without interruption account and answer in future before certain special auditors, officers, and ministers from time to time to be hereunto limited and assigned only by our same father and his said heirs in the charters aforesaid specified, and not before the treasurer and barons of the royal exchequer. So that the treasurer and barons of the exchequer aforesaid should not in any wise intermeddle in future in any the like monies, farms, rents, issues, revenues, or profits, or in the auditing, having, rendering, or determining any the accounts or reckonings thereof. And whereas our aforesaid great-grandfather did lately grant by his charter, for himself and his heirs, unto our aforesaid grandfather and grandmother, that they and their heirs of their bodies begotten, and all their men of the lands and fees which were of Henry, formerly Earl of Lancaster, father of the aforesaid late Duke Henry our great-grandfather, on the seventh day of May, in the sixteenth year of the reign of the said Lord Edward our great-grandfather, might be for ever quit of paviage, passage, payage, lastage, stallage, tallage, carriage, pesage, picage, and groundage throughout all the realm and dominion of the same Lord Edward our great-grandfather. And afterwards the aforesaid late King Richard by his charter did grant unto our aforesaid grandfather that he for the whole of his life might have all fines for trespass and other misdeeds whatsoever, and also fines for licence to agree, and all manner of other fines, ransoms, and amercements, from whatever cause and through whatever cause proceeding, and also forfeited

Recital of grant from King Edward 3, of acquittance of tolls, &c.

and of King Richard's grant, for term of life of the Duke of Lancaster, of fines for trespass, præ-fines and post-fines, ransoms, amercements, forfeited issues.

Digitized by Google

nostri et de omnibus infra eadem terras et feoda residentibus, quanquam iidem homines, tenentes, seu residentes, ministri ipsius nuper Regis Ricardi vel hæredum suorum existerent. Et quod idem avus noster ad totam vitam suam haberet quascunque forisfacturas annum diem vastum et estreppamentum, et quicquid ad ipsum nuper Regem Ricardum vel hæredes suos pertinere posset de anno die vasto et estreppamento, forisfacturis et murdris, infra terras et feoda prædicta, in quibuscunque curiis suis et hæredum suorum sive in quacunque curia alterius contingeret quod prædicti homines, tenentes, seu residentes facerent fines vel essent amerciati, vel exitus forisfacerent, seu quod prædicta annus dies vastum et estreppamentum, forisfactura vel murdrum, adjudicata essent, tam in præsentia ipsius nuper Regis Ricardi et hæredum suorum, quam in absentia sua et hæredum suorum, et tam coram ipso et hæredibus suis, et in cancellaria sua et hæredum suorum, ac coram thesaurario et baronibus de scaccario suo et hæredum suorum, et coram justitiariis suis et hæredum suorum de communi banco, necnon coram senescallo et marescallis seu coronatore hospitii sui et hæredum suorum vel clerico mercati, qui pro tempore essent, et in aliis curiis suis et hæredum suorum, quam coram justitiariis suis itinerantibus ad communia placita et ad placita forestæ, justitiariis ad assisas capiendas et gaolas deliberandas, ac coram quibuscunque aliis justitiariis et ministris suis et hæredum suorum, tam in præsentia sua et hæredum suorum, quam in absentia sua et hæredum suorum, adeo plene et integre sicut idem nuper Rex Ricardus ea haberet si illa præfato avo nostro non concessisset. Ita quod prædictus avus noster per manus ballivorum et aliorum ministrorum suorum levare, percipere, et habere posset, fines, redemptiones, et amercia-

Digitized by Google

issues in respect of all the men and tenants of and in the lands and fees of our aforesaid grandfather, and in respect of all resiants within the same lands and fees, albeit the same men, tenants, or resiants were ministers of the same late King Richard or his heirs. And that our same grandfather, for the whole of his life, might have all manner of forfeitures, year, day, waste, and estrepement, and whatever to the same late King Richard or his heirs could pertain of year, day, waste, and estrepement, forfeitures and murders, within the lands and fees aforesaid, in what courts soever of him and his heirs, or in whatever court of any other it might happen that the aforesaid men, tenants, or resiants should make fines or be amerced or forfeit issues, or that the aforesaid year, day, waste, and estrepement, forfeiture or murder were adjudged—as well in presence of the same late King Richard and his heirs as in absence of him and his heirs, and as well before him and his heirs, and in the chancery of him and his heirs, and before the treasurer and barons of the exchequer of him and his heirs, and before the justices of the common bench of him and his heirs, and also before the steward and marshals or the coroner of the household of him and his heirs, or the clerk of the market for the time being, and in other the courts of him and his heirs, as before his justices in eyre to hold common pleas and pleas of the forest, his justices assigned to take the assizes and to deliver his gaols, and before all other justices and ministers of him and his heirs whomsoever, as well in presence of him and his heirs as in absence of him and his heirs,—as fully and entirely as the same late King Richard would have had them if he had not granted them to our aforesaid grandfather. So that our aforesaid grandfather by the hands of his bailiffs and other ministers might

Forfeitures, year, day, and waste,

imposed or adjudged in any court,

as fully as the King.

Digitized by Google

menta ipsorum hominum tenentium et residentium de et in terris et feodis prædictis, exitus forisfactos, et quicquid ad ipsum nuper Regem Ricardum vel hæredes suos pertinere posset de anno die vasto, estreppamento, forisfacturis et murdris, de et in terris et feodis prædictis, quæ coram dictis justitiariis itinerantibus ad communia placita et ad placita forestæ, ac coram prædictis senescallo et marescallis coronatore vel clerico mercati, fieri seu adjudicari contingeret, per extractas eorundem justitiariorum itinerantium in itineribus suis, ac prædictorum senescalli marescallorum coronatoris et clerici in sessionibus suis, ballivis et ministris prædicti avi nostri inde liberandas; ac etiam fines, redemptiones, et amerciamenta de hominibus tenentibus et residentibus prædictis, ac exitus forisfactos, et omnia quæ ad ipsum nuper Regem Ricardum vel hæredes suos pertinere possent de anno die vasto et estreppamento, forisfacturis et murdris, de et in terris et feodis prædictis, quæ coram ipso vel hæredibus suis, vel in cancellaria sua et hæredum suorum, seu coram thesaurario et baronibus suis de scaccario et hæredum suorum, vel coram justitiariis suis et hæredum suorum de communi banco, sive coram justitiariis ad assisas capiendas et gaolas deliberandas, aut justitiariis ad transgressiones et felonias audiendas et terminandas assignatis, seu coram aliis justitiariis vel ministris suis quibuscunque et hæredum suorum, fieri vel adjudicari contingeret, per extractas de scaccario suo et hæredum suorum, ballivis et ministris præfati avi nostri, per manus vicecomitum in quorum ballivis dicta terræ et feoda existerent, inde liberandas;—sine occasione vel impedimento ipsius nuper Regis Ricardi vel hæredum suorum, justitiariorum, vicecomitum, escaetorum, aut aliorum ministrorum suorum et hæredum suorum quorumcunque. Et quod prædictus avus noster

Digitized by Google

be able to levy, perceive, and have the fines, ransoms, and amercements of the same men, tenants, and resiants of and in the lands and fees aforesaid, forfeited issues, and whatever to the same late King Richard or his heirs could pertain of year, day, and waste, estrepement, forfeitures, and murders, of and in the lands and fees aforesaid, which should happen to be made or adjudged before the said justices in eyre to hold common pleas and pleas of the forest, and before the aforesaid steward and marshals, coroner, or clerk of the market, by estreats of the same justices in eyre in their circuits, and of the aforesaid steward, marshals, coroner, and clerk, in their sessions, to be delivered thereof to the bailiffs and ministers of our aforesaid grandfather; and also the fines, ransoms, and amercements of the aforesaid men, tenants, and resiants, and forfeited issues, and all things which to the same late King Richard or his heirs could pertain of year, day, waste, and estrepement, forfeitures, and murders, of and in the lands and fees aforesaid, which should happen to be made or adjudged before him or his heirs, or in the chancery of him and his heirs, or before the treasurer and barons of the exchequer of him and his heirs, or before the justices of him and his heirs of the common bench, or before his justices assigned to take the assizes and to deliver his gaols, or the justices assigned to hear and determine trespasses and felonies, or before other the justices or ministers of him and his heirs whomsoever, by estreats of the exchequer of him and his heirs, to be delivered thereof to the bailiffs and ministers of our aforesaid grandfather by the hands of the sheriffs in whose bailiwicks the said lands and fees did lie; — without let or hinderance of the same late King Richard or his heirs, or of his justices, sheriffs,

That the same might be levied by the Duke of Lancaster's own officers, by estreats to be delivered to them,

without let from the King's officers.

Digitized by Google

ad totam vitam suam per se et ministros suos in omnibus terris et feodis prædictis, tam in præsentia ipsius nuper Regis Ricardi et hæredum suorum quam in absentia sua et hæredum suorum, faceret et haberet assaiam et assisam panis vini et cervisiæ et omnimodorum aliorum victualium quorumcunque ac aliorum ad officium clerici de mercato suo et hæredum suorum pertinentium, cum punitione eorundem quotiens et quando expediens foret et necesse: ac etiam haberet et perciperet fines amerciamenta et redemptiones ac omnimoda proficua inde provenientia; ita quod clericus mercati ipsius nuper Regis Ricardi et hæredum suorum non ingrederetur dicta terras vel feoda pro aliquibus ad officium suum pertinentibus faciendis seu exercendis. Et quod idem avus noster ad totam vitam suam haberet catalla felonum et fugitivorum tam felonum de se quam aliorum quorumcunque ac utlagatorum ex quacunque causa omnium hominum et tenentium de et in terris et feodis prædictis, necnon omnium residentium infra eadem terras et feoda, quanquam iidem homines tenentes aut residentes ministri ipsius nuper Regis Ricardi vel hæredum suorum existerent: ita quod si aliquis hominum et tenentium de et in terris et feodis prædictis seu aliquis residentium in dictis terris et feodis, aut aliquis alius in eisdem terris et feodis, pro aliquo suo malefacto quocunque debeat vitam vel membrum amittere, seu fugeret, et judicio stare nollet, aut aliquam aliam transgressionem faceret pro qua ipse deberet perdere catalla sua, (in quo loco justitia de eo fieri deberet, sive in curia ipsius nuper Regis Ricardi et hæredum suorum vel in aliis curiis,) catalla illa essent prædicti avi nostri: et liceret ei seu ministris suis ponere se in seisinam dictorum catallorum et eadem catalla ad opus prædicti avi nostri retinere;—sine occasione vel impedimento ipsius nuper Regis

Digitized by Google

escheators, or other ministers of him and his heirs whomsoever. And that our aforesaid grandfather, for the whole of his life, by himself and his ministers, in all the lands and fees aforesaid, as well in presence of the same late King Richard and his heirs as in absence of him and his heirs, might make and have the assay and assize of bread, wine, and ale, and of all manner of other victuals whatsoever, and of other things pertaining to the office of the clerk of the market of him and his heirs, together with the punishment thereof whenever and so often as it should be necessary and expedient; and also that he might have and perceive the fines, amercements, and ransoms, and all manner of profits thence proceeding, so that the clerk of the market of the same late King Richard and his heirs should not enter the said lands or fees to do or exercise any matters pertaining to his office. And that our same grandfather, for the whole of his life, might have the chattels of felons and fugitives, as well felons of themselves as of others whomsoever, and of outlaws for any cause soever, of all the men and tenants of and in the lands and fees aforesaid, and also of all resiants within the same lands and fees, albeit the same men, tenants, or resiants were ministers of the same late King Richard or his heirs, so that if any of the men and tenants of and in the lands and fees aforesaid, or any of the resiants in the said lands and fees, or any other person in the same lands and fees, for any misdeed whatsoever, ought to lose life or limb, or should flee and not be willing to stand their trial, or should commit any other trespass for the which they ought to lose their chattels (in whatsoever place justice should be had of them, whether in the court of the same late King Richard and his heirs or in other courts),

Assay and assize of bread, and other matters belonging to the office of clerk of the market;

Chattels of felons and fugitives;

Digitized by Google

Ricardi vel hæredum suorum, vicecomitum, escaetorum, aut aliorum ballivorum seu ministrorum suorum et hæredum suorum quorumcunque. Et quod præfatus avus noster ad totam vitam suam haberet retorna omnium brevium ipsius nuper Regis Ricardi et hæredum suorum, necnon summonitionum extractarum et præceptorum de scaccario suo, et scaccario hæredum suorum, ac extractarum et præceptorum justitiariorum suorum et hæredum suorum itinerantium tam ad placita forestæ quam ad communia placita, aut aliorum justitiariorum quorumcunque, necnon attachiamenta tam de placitis coronæ quam aliorum in omnibus terris et feodis prædictis. Et quod prædictus avus noster ad totam vitam suam per se et per ballivos et ministros suos haberet in eisdem terris et feodis executionem eorundem brevium summonitionum extractarum et præceptorum: ita quod nullus vicecomes ballivus aut alius minister ipsius nuper Regis Ricardi vel hæredum suorum prædicta terras et feoda ingrederetur pro aliquo officio vel aliqua re officium suum tangente faciendo, nisi in defectu ipsius avi nostri vel ministrorum suorum. Ac insuper idem nuper Rex Ricardus per eandem cartam suam concesserit pro se et dictis hæredibus suis quod si vicecomites vel ballivi libertatum hundredorum seu wapentachiorum, in aliquibus executionibus pro prædicto avo nostro per brevia seu mandata sua vel hæredum suorum, seu aliquo alio modo, faciendis, negligentes essent vel remissi, per quod contingeret ipsos amerciari aut fines facere in scaccario vel in aliis curiis suis et hæredum suorum, hujusmodi fines et amerciamenta essent præfati avi nostri, et quod levarentur ad opus ipsius avi nostri per ministros suos supradictos, durante vita sua. Et quod prædictus avus noster ad totam vitam suam haberet infra omnia prædicta terras et feoda omnimoda catalla vocata wayf

Digitized by Google

such chattels should belong to our aforesaid grandfather: and it should be lawful for him or his ministers to put themselves in seizin of the said chattels, and the same chattels to retain to the behoof of our aforesaid grandfather; — without let or hinderance from the same late King Richard or his heirs, or his sheriffs, escheators, or other bailiffs or ministers of him and his heirs whomsoever. And that our aforesaid grandfather, for the whole of his life, might have the return of all writs of the same late King Richard, and his heirs, and also of summons, estreats, and precepts of his exchequer and of the exchequer of his heirs, and of the estreats and precepts of the justices of him and his heirs in eyre to hold as well pleas of the forest as common pleas, or of other justices whomsoever, and also the attachment as well of pleas of the crown as of others in all the lands and fees aforesaid. And that our aforesaid grandfather, for the whole of his life, by himself and by his bailiffs and ministers might have in the same lands and fees the execution of the same writs, summons, estreats, and precepts, so that no sheriff, bailiff, or other minister of the same late King Richard or his heirs should enter the aforesaid lands and fees to perform any office, or anything touching his office, unless in default of our same grandfather or his ministers. And, moreover, the same late King Richard by his same charter did grant, for himself and his said heirs, that if the sheriffs or bailiffs of liberties, hundreds, or wapentakes were negligent or remiss in making any executions for our aforesaid grandfather by writs or mandates of him or his heirs, or in any other wise whereby it should happen that they be amerced or make fines in the exchequer or in other the courts of him and his heirs, such fines and amercements should belong to our aforesaid grandfather, and that they

without let from the King's bailiffs or ministers.

Return and execution of writs, summons, estreats, and precepts.

Attachment of pleas of the crown.

That no sheriff or other bailiff of the King should intromit, unless in default.

Fines and amercements of sheriffs and bailiffs of liberties for negligence.

Digitized by Google

et stray, deodanda, thesaurum inventum ac alias res vel catalla inventa; et quod ipse per se et ministros suos seisire et capere posset ad voluntatem suam ad opus prædicti avi nostri, wayfs et strayes, deodanda, thesaurum inventum, ac alia inventa supradicta. Et quod prædictus avus noster ad totam vitam suam haberet quæcunque bona et catalla vocata manuopera capta vel capienda cum quacunque persona infra terras et feoda prædicta, ac per eandem personam coram quocunque judice deadvocata. Subsequenterque præfatus pater noster ex certa scientia sua, de assensu parliamenti sui, per cartam suam concesserit, declaraverit, et ordinaverit, pro se et hæredibus suis, quod tam in ducatu suo Lancastriæ, quam in universis et singulis aliis comitatibus, honoribus, maneriis, feodis, possessionibus, et dominiis eidem patri nostro ante adeptionem dignitatis suæ regiæ, qualitercunque et ubicunque, jure hæreditario, in dominico servitio vel reversione, seu alias qualitercunque discensis, talia et hujusmodi libertates, jura regalia, consuetudines et franchesiæ, in omnibus et per omnia, in perpetuum habeantur, exerceantur, continuentur, fiant et utantur, et per tales officiarios et ministros gubernentur et exequantur, quæ et qualia et per quales officiarios et ministros, tam tempore dicti domini et avi nostri, quam temporibus aliorum progenitorum et antecessorum suorum, in eisdem ducatu, comitatibus, honoribus, castris, maneriis, feodis, et aliis possessionibus et dominiis prædictis, uti et haberi, ac regi et gubernari consueverunt, virtute cartarum inde confectarum, prout in cartis prædictis plenius continetur. NOS autem concessiones, declarationes, decretum, ordinationem, voluntates, libertates, consuetudines et franchesias prædicta, ac omnia alia et singula in cartis prædictis contenta, rata habentes et grata, ea pro nobis et hæredibus nostris, quantum in nobis est, de gratia nostra spe-

Digitized by Google

might be levied to the behoof of our same grandfather by his ministers abovesaid during his life. And that our aforesaid grandfather, for the whole of his life, might have within all the aforesaid lands and fees all manner of chattels called wayf and stray, deodands, treasure trove, and other things or chattels found; and that he by himself and his ministers might be able to seize and take at their pleasure, to the behoof of our aforesaid grandfather, the wayfs and strays, deodands, treasure trove, and other things found as abovesaid. And that our aforesaid grandfather, for the whole of his life, might have all manner of goods and chattels called mainour, taken or to be taken upon any person soever within the lands and fees aforesaid, and by the same person disclaimed before any judge soever. And subsequently our aforesaid father, of his certain knowledge, with the assent of his parliament, did by his charter grant, declare, and ordain, for himself and his heirs, that as well in his duchy of Lancaster as in all and singular the other counties, honors, manors, fees, possessions, and lordships, to our same father howsoever and wheresoever descended before his adoption of the royal dignity, by hereditary right, in demesne, in service, or in reversion, or otherwise howsoever, such and the like liberties, *jura regalia*, customs, and franchises, in all and throughout all, should be had, exercised, continued, done, and used for ever, and by such officers and ministers be governed and executed as and which were wont to be had and used in the same duchy, counties, honors, castles, manors, fees, and other possessions and lordships aforesaid, and by whom they were wont to be ruled and governed, as well in the time of our said lord and grandfather, as in the times of other his progenitors and ancestors, by virtue of the charters thereof made,

Wayfs and strays. Deodands. Treasure trove.

Mainour.

And that King Henry the Fourth with the assent of parliament had declared that the same liberties and *jura regalia* should be exercised as well in the said duchy as other the said estates, throughout, and should be governed by the like officers as before.

Digitized by Google

ciali, et ex certa scientia nostra, ac de assensu dominorum spiritualium et temporalium necnon communitatis regni nostri Angliæ in præsenti parliamento nostro existentium, auctoritate ejusdem parliamenti, acceptamus, approbamus, concedimus et confirmamus, sicut cartæ prædictæ rationabiliter testantur. Volentes ulterius et concedentes pro nobis et dictis hæredibus nostris, de assensu et auctoritate prædictis, quod libertates, consuetudines et franchesiæ prædictæ, et earum singulæ, in omnibus et per omnia, in perpetuum habeantur, exerceantur, continuentur, fiant, et utantur, juxta tenorem cartarum prædictarum, sine occasione vel impedimento nostri vel hæredum nostrorum, justitiariorum, escaetorum, vicecomitum, aut aliorum ballivorum vel ministrorum nostrorum seu hæredum nostrorum quorumcunque. Et quod sigillum pro ducatu prædicto hactenus usitatum ad omnia et singula quæ sub sigillo illo ante hæc tempora data concessa acta facta sive gesta fuerunt, aut qualitercunque emanarunt, locum habeat et vigorem in perpetuum, absque reclamatione seu contradictione aliquali, aut impetitione, inquietatione, vel molestatione nostri vel hæredum nostrorum, aut justitiariorum, baronum de scaccario nostro et hæredum nostrorum, vel aliorum officiariorum seu ministrorum nostrorum vel hæredum nostrorum coronæ quorumcunque. Quodque hujusmodi sigillum exnunc in ducatu illo pro negotiis et agendis ejusdem ducatus faciendis et exequendis habeatur et exerceatur in perpetuum. Præterea cum diversa honores, castra, hundreda, commota, maneria, terræ, tenementa, reversiones, annuitates, feoda, advocationes, ac quamplura alia possessiones et dominia infra regnum nostrum Angliæ et partes Walliæ prædictas, ac alibi infra dominium et potestatem nostra, quæ fuerunt de hæreditate præclaræ memoriæ dominæ Mariæ, unius filiarum et

Digitized by Google

as in the charters aforesaid more fully is contained. AND we, ratifying and approving the grants, declarations, decree, ordinance, wills, liberties, customs, and franchises aforesaid, and all and every other the matters and things in the charters aforesaid contained, do, for us and our heirs, as far as in us lies, of our especial grace and of our certain knowledge, and with the assent of the Lords spiritual and temporal, and of the Commons of our realm of England, in our present parliament assembled, by the authority of the same parliament, accept, approve, grant, and confirm the same, as the charters aforesaid reasonably testify. Willing, furthermore, and granting for us and our said heirs, by and with the assent and authority aforesaid, that the liberties, customs, and franchises aforesaid, and every of them, in all and throughout all, shall be had, exercised, continued, done, and used for ever, according to the tenor of the charters aforesaid, without let or hinderance from us or our heirs, the justices, escheators, sheriffs, or other the bailiffs or ministers of us or our heirs whomsoever. And that the seal heretofore used for the duchy aforesaid, in respect of all and every the things which have been given, granted, made, done, or passed, or in any wise have emanated under that seal before these times, shall have force and effect for ever, without any reclaim or contradiction or impeachment, disturbance or molestation, of us or our heirs, or the justices, barons of the exchequer of us and our heirs, or other officers or ministers of the crown of us or our heirs whomsoever. And that hereafter the like seal shall be had and exercised in that duchy for executing and transacting the business and affairs of the same duchy for ever. Furthermore, whereas divers honors, castles, hundreds, commotes,

Confirmation of the charters above recited.

The liberties, customs, and franchises shall be exercised throughout,

without let from the King's officers.

All matters heretofore passed under the duchy seal declared to be valid.

The same seal to be used in future for the affairs of the duchy.

Digitized by Google

hæredum Humfridi de Bohun nuper Comitis Herefordiæ, Essexiæ, et Northamptoniæ, et Constabularii Angliæ, matris nostræ carissimæ defunctæ, cujus hæres nos sumus, post mortem prædicti domini et patris nostri, qui ea tenuit ad terminum vitæ suæ per legem Angliæ, nobis et hæredibus nostris jure hæreditario descenderint et acciderint; nos jam, ex certa scientia nostra, et de assensu et auctoritate prædictis, omnia et singula honores, castra, hundreda, commota, maneria, terras, tenementa, reversiones, annuitates, feoda, advocationes, possessiones, et dominia prædicta dictæ hæreditatis nostræ comitatuum Herefordiæ, Essexiæ, et Northamptoniæ, cum suis juribus libertatibus franchesiis et liberis consuetudinibus quibuscunque, a corona nostra Angliæ tenore præsentium separamus, et ea prædicto ducatui nostro Lancastriæ adjungimus, annectimus, unimus, et incorporamus, nobis et hæredibus nostris, eidem ducatui sic adjuncta, annexa, unita, et incorporata, in perpetuum, ut prædictum est, remansura. Ac etiam ut dicta hæreditas nostra prædictorum comitatuum Herefordiæ, Essexiæ, et Northamptoniæ magnificentius insigniri et decorari, ac universi et singuli homines et tenentes hæreditatis illius, necnon residentes infra eandem, eo quietius, honorificentius, et tranquillius exnunc deduci, gubernari, et pertractari valeant, cæterique ligei nostri corda assumant hilariora ad terras et tenementa ejusdem hæreditatis nostræ indies confluere et ibidem libentius permanere, quo variis fuerint libertatibus, franchesiis, et immunitatibus ex nostra liberalitate suffulti, ex certa scientia nostra, ac de assensu et auctoritate prædictis, volumus, ac tenore præsentium concedimus, declaramus, et ordinamus, pro nobis et hæredibus nostris, quod in universis et singulis honoribus, castris, hundredis, commotis, maneriis, terris, tene-

Digitized by Google

manors, lands, tenements, reversions, annuities, fees, advowsons, and very many other possessions and lordships within our realm of England and the aforesaid parts of Wales, and elsewhere within our power and dominions, (which were of the inheritance of the lady Mary of famous memory, one of the daughters and co-heirs of Humphrey de Bohun, late Earl of Hereford, Essex, and Northampton, and Constable of England, our dearest mother deceased, whose heir we are,) have descended and come unto us and our heirs by hereditary right since the death of our aforesaid lord and father who held them for term of his life by the law of England;—

Recital that divers other estates had descended to King Henry the Fifth by inheritance in right of his mother, daughter and co-heir of Humphrey de Bohun, Earl of Hereford, Essex, and Northampton.

we now, of our certain knowledge, and by and with the assent and authority aforesaid, all and singular the honors, castles, hundreds, commotes, manors, lands, tenements, reversions, annuities, fees, advowsons, possessions, and lordships aforesaid of our said heritage of the earldoms of Hereford, Essex, and Northampton, with all their rights, liberties, franchises, and free customs whatsoever, do, by the tenor of these presents, sever from our crown of England, and the same do adjoin, annex, unite, and incorporate to and with our aforesaid duchy of Lancaster, to remain to us and our heirs so adjoined, annexed, united, and incorporated to and with the same duchy as is aforesaid for ever.

The said heritage severed from the crown, and annexed to the duchy of Lancaster.

And also in order that our said heritage of the aforesaid earldoms of Hereford, Essex, and Northampton may be the more magnificently signalized and decorated, and all and every the men and tenants of that heritage, and also the resiants within the same, may be the more quietly, honorably, and peacefully managed, governed, and treated hereafter, and that the rest of our lieges may be daily heartened more cheerfully to flock to the lands and tenements of our same he-

The liberties and *jura regalia* shall be exercised throughout the estates of the earldoms of Hereford, Essex, and Northampton,

Digitized by Google

mentis, feodis, dominiis, et aliis possessionibus prædictæ hæreditatis nostræ comitatuum Herefordiæ, Essexiæ, et Northamptoniæ, omnia et singula libertates, consuetudines, franchesiæ, et jura regalia prædicta, quæ nobis et hæredibus nostris remanere volumus, in omnibus et per omnia, et per officiarios et ministros nostros ducatus, comitatuum, honorum, castrorum, maneriorum, hundredorum, commotorum, terrarum, tenementorum, feodorum, dominiorum, et aliarum possessionum prædictorum, jam constitutos assignatos et deputatos, ac per nos et hæredes nostros decætero constituendos assignandos et deputandos, exnunc futuris temporibus adeo plene integre et pacifice habeantur exerceantur continuentur fiant et utantur, prædictaque honores, castra, hundreda, commota, maneria, terræ, tenementa, feoda, dominia, et aliæ possessiones ejusdem hæreditatis nostræ comitatuum Herefordiæ, Essexiæ, et Northamptoniæ, regantur, deducantur, et gubernentur, eisdem modo et forma, ac sub sigillo prædicto, prout eadem honores, castra, hundreda, commota, maneria, terræ, tenementa, feoda, dominia, et aliæ possessiones per hujusmodi officiarios et ministros ducatus prædicti, ac sub eodem sigillo, melius et liberius regi, deduci, et gubernari, dictaque libertates, consuetudines, franchesiæ, et jura regalia in ducatu prædicto, extra comitatum palatinum Lancastriæ, haberi, exerceri, continuari, et fieri consueverunt, virtute cartarum inde confectarum: quodque omnia et singula dictam hæreditatem nostram comitatuum Herefordiæ, Essexiæ, et Northamptoniæ concernentia, quæ sub sigillo prædicto per nos data concessa acta facta sive gesta fuerunt, seu qualitercunque emanarunt, locum habeant et vigorem in perpetuum, modo quo superius quoad prædictum ducatum nostrum Lancastriæ plenius est declaratum. Et quod omnes et singuli homines et tenentes ejusdem hæreditatis nostræ

Digitized by Google

ritage, and there more willingly induced to remain, the more they are upheld by our bounty with various liberties, franchises, and immunities; we will, of our certain knowledge, and by and with the assent and authority aforesaid, and by the tenor of these presents do grant, declare, and ordain, for us and our heirs, that in all and singular the honors, castles, hundreds, commotes, manors, lands, tenements, fees, lordships, and other possessions of our aforesaid heritage of the earldoms of Hereford, Essex, and Northampton, all and singular the liberties, customs, franchises, and *jura regalia* aforesaid, which we will to remain to us and our heirs, shall in future from this time forth be in all and throughout all, and by our officers and ministers of the aforesaid duchy, counties, honors, castles, manors, hundreds, commotes, lands, tenements, fees, lordships, and other possessions, now appointed, assigned, and deputed, and hereafter by us and our heirs to be appointed, assigned, and deputed, as fully, entirely, and peacefully had, exercised, continued, done, and used, —and the aforesaid honors, castles, hundreds, commotes, manors, lands, tenements, fees, lordships, and other possessions of our same heritage of the earldoms of Hereford, Essex, and Northampton, be ruled, managed, and governed in the same manner and form, and under the aforesaid seal, as the same honors, castles, hundreds, commotes, manors, lands, tenements, fees, lordships, and other possessions by the like officers and ministers of the aforesaid duchy, and under the same seal, have been accustomed in the best and freest manner to be ruled, managed, and governed, and the said liberties, customs, franchises, and *jura regalia* to be had, exercised, continued, and done in the aforesaid duchy, out of the county palatine of Lancaster, by virtue of the charters thereof

and by the officers and ministers of the duchy;

and the said estates shall be subject to the same rule, management, and seal, and the same liberties and *jura regalia* be exercised therein, as were used in the duchy of Lancaster, out of the county palatine.

Digitized by Google

comitatuum Herefordiæ, Essexiæ, et Northamptoniæ, ac residentes infra eandem, libertatibus, franchesiis, consuetudinibus, et juribus prædictis, et eorum quolibet, decætero plene et integre gaudeant et utantur in perpetuum, sine occasione vel impedimento nostri vel hæredum nostrorum, justitiariorum, escaetorum, vicecomitum, aut aliorum ballivorum seu ministrorum nostrorum vel hæredum nostrorum quorumcunque. Quodque universa et singula beneficia ecclesiastica ad dictam hæreditatem nostram comitatuum Herefordiæ, Essexiæ, et Northamptoniæ spectantia per nos et hæredes nostros continue futuris temporibus sub sigillo prædicto conferantur; ita quod cancellarius vel thesaurarius Angliæ pro tempore existentes, seu quivis alius officiarius regius, de collatione vel præsentatione, seu etiam de visitatione beneficiorum hujusmodi, ratione alicujus tituli nostri aut officiorum suorum, se nullatenus intromittant in futuro. Volentes insuper, et ex certa scientia nostra, ac de assensu ac auctoritate prædictis, concedentes, et declarantes per præsentes, pro nobis et hæredibus nostris, quod omnia et singula honores, castra, hundreda, commota, maneria, terræ, tenementa, reversiones, annuitates, feoda, advocationes, ac alia possessiones et dominia, quæ ad manus præfati patris nostri aut nostras post dicta concessionem declarationem decretum et ordinationem ipsius patris nostri, de assensu parliamenti sui prædicti sic facta, ut de jure ducatus prædicti, occasione escaetæ, forisfacturæ, recuperationis, remanere, aut discensus, sive alterius tituli, seu alias qualitercunque devenerunt, prædicto ducatui adjungantur, annectentur, uniantur, et incorporentur, nobis et hæredibus nostris, ut prædictum est, remansura. Ac etiam quod quandocunque et quotienscunque aliqua alia honores, castra, hundreda, commota,

Digitized by Google

made: and that all and every the matters and things concerning our said heritage of the earldoms of Hereford, Essex, and Northampton, which by us have been given, granted, made, done, or passed, or in anywise have emanated under the seal aforesaid, shall have force and effect for ever, in the same manner as is above more fully declared respecting our aforesaid duchy of Lancaster. And that all and every the men and tenants of our same heritage of the earldoms of Hereford, Essex, and Northampton, and the resiants within the same, may henceforth fully and entirely enjoy and use the liberties, franchises, customs, and rights aforesaid, and every of them for ever, without let or hinderance from us or our heirs, or the justices, escheators, sheriffs, or other bailiffs or ministers of us or our heirs whomsoever. And that all and singular ecclesiastical benefices belonging to our said heritage of the earldoms of Hereford, Essex, and Northampton shall in time to come be conferred uninterruptedly by us and our said heirs under the seal aforesaid: so that in future the chancellor or treasurer of England for the time being, or any other royal officer, do in nowise intermeddle in the collation or presentation, or even in the visitation, of the like benefices by reason of any title of ours or of their offices. Willing, moreover, and of our certain knowledge, and by and with the assent and authority aforesaid granting and declaring by these presents, for us and our heirs, that all and singular honors, castles, hundreds, commotes, manors, lands, tenements, reversions, annuities, fees, advowsons, and other possessions and lordships, which after the said grant, declaration, decree, and ordinance of our aforesaid father, so made with the assent of his parliament afore-

All matters relating to said estates heretofore passed under the duchy seal declared valid.

The tenants and resiants shall enjoy the liberties and customs without let from the King's officers.

Presentations to ecclesiastical benefices shall pass under the duchy seal.

Chancellor or treasurer of England not to intermeddle by reason of the King's title, or of their offices.

All lands which since the ordinance of King Henry the Fourth have come into the King's hands by escheat, forfeiture, or otherwise, in right of the duchy, shall be annexed thereto,

Digitized by Google

maneria, terræ, tenementa, reversiones, annuitates, feoda, advocationes, aut alia possessiones et dominia quæcunque, ubicunque infra dominium et potestatem nostra prædicta, tanquam ad dictas hæreditates nostras, vel alteram earundem, pertinentia, ad manus nostras, seu hæredum nostrorum, ratione juris nostri, aut occasione hujusmodi escaetæ, forisfacturæ, recuperationis, remanere, aut discensus, sive alterius tituli, seu alias qualitercunque, futuris temporibus devenerint, eo ipso et quamcitius honores, castra, hundreda, commota, maneria, terræ, tenementa, reversiones, annuitates, feoda, advocationes, ac alia possessiones vel dominia illa in manibus nostris vel hæredum suorum sic fuerint, uni vel alteri hæreditatum nostrarum prædictarum, ad quam dinoscuntur pertinere, similiter adjungantur, uniantur, et incorporentur, nobis et hæredibus nostris ut præmittitur remansura. Et quod tam ea omnia et singula quam alia supradicta, quæ post concessionem, declarationem, decretum, et ordinationem ipsius patris nostri prædicta, ad manus suas sive nostras sic devenerunt, seu imposterum ut prædictum est devenerint, per hujusmodi officiarios et ministros nostros vel hæredum nostrorum, modoque et forma supradictis, ac sub sigillo prædicto, regantur et gubernentur; quodque libertates, consuetudines, franchesiæ, et jura regalia, omnia et singula in eisdem plene et integre exerceantur, continuentur, fiant, et utantur in perpetuum; sine occasione vel impedimento nostri vel hæredum nostrorum, justitiariorum, vicecomitum, escaetorum, aut aliorum ballivorum seu ministrorum nostrorum vel hæredum nostrorum quorumcunque. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Westmonasterium, decimo nono die Novembris, anno regni nostri secundo.

Digitized by Google

said, came into the hands of our same father, or into ours on occasion of escheat, forfeiture, recovery, remainder, or descent, or by other title, or otherwise howsoever, as in the right of the aforesaid duchy, shall be adjoined, annexed, united, and incorporated to and with the said duchy, to remain to us and our heirs, as is aforesaid. And also that whensoever and as often soever as any other honors, castles, hundreds, commotes, manors, lands, tenements, reversions, annuities, fees, advowsons, or other possessions and lordships whatever, wheresoever within our aforesaid power and dominion, shall come in future to the hands of us or of our heirs, as pertaining to our said heritages or to either of them, by reason of our right, or on occasion of the like escheat, forfeiture, recovery, remainder, or descent, or by other title, or otherwise howsoever, immediately and so soon as such honors, castles, hundreds, commotes, manors, lands, tenements, reversions, annuities, fees, advowsons, and other possessions or lordships shall so be in the hands of us or of our heirs, they shall in like manner be adjoined, united, and incorporated to and with one or other of our aforesaid heritages, to the which they are known to pertain, to remain to us and our heirs, as is premised. And that as well all and every of them as the others abovesaid, which after the aforesaid grant, declaration, decree, and ordinance of our same father, so came into his hands or into ours, or hereafter shall come as is aforesaid, shall be ruled and governed by the like officers and ministers of us or our heirs in manner and form abovesaid, and under the seal aforesaid; and that the liberties, customs, franchises, and *jura regalia* shall all and every of them be fully and entirely exercised, continued, done, and used in the same

and all lands so coming into the King's hands in future, shall be forthwith annexed to the heritage to which they are known to belong;

all estates so annexed shall be subject to the like rule, management, and seal,

and the said liberties and *jura regalia* be exercised there.

Digitized by Google

Les queux paroles lieux en pleine parlement, le Roy de l'assent et auctorite suisdites comanda soun Chaunceller d'ent faire lettres patentes desoutz soun grande seal solonc la contenue de mesme la cedule, en overte tesmoignance et affermance de ses declaration grante et ordinance avauntditz.

Digitized by Google

for ever; — without let or hinderance from us or our heirs, or the justices, sheriffs, escheators, or other the bailiffs or ministers of us or of our heirs whomsoever. In witness whereof we have caused these our letters to be made patent. Witness ourself at Westminster, on the nineteenth day of November in the second year of our reign.

Which words being read in full parliament, the King by and with the assent and authority abovesaid commanded his Chancellor to make out letters patent * thereof under his great seal, according to the contents of the same schedule, in open testimony and affirmation of his declaration, grant, and ordinance abovesaid.

* The letters patent inrolled on the Patent Roll, 2 Hen. 5, p. 3, m. 23, bear date at Westminster, on the 7th day of December.

Digitized by Google

XXI.

Rotulus Parliamenti tenti apud Westmonasterium die Lunæ proximo post Octabas Sancti Martini, anno regni Regis Henrici Quinti post Conquestum secundo.

Rot. Parl. 2 Hen. 5. p. 2. n. 6. m. 3. in Turr. Lond.

ITEM, priont les Communes que pleise a nostre tres redoute Seigniour le Roi, par avis des Seigniours espirituelx et temporelx, en ycest present parlement assemblez, d'ordeiner que les justices du pees desore en avaunt affairez deinz les countees d'Engleterre soient faitz des pluis suffisantz persones, par avys du Chaunceller et Conseill nostre Seigniour le Roi, demurantz deins mesmes les countees, saunz prendre autres persones demurantz en foreins countees a tiel office occupier, forspris justices de les assises, en pleyn accomplissement de tout droit et justice deins mesmes les countees: Savant tout foitz que les chiefs seneschaux nostre Seigniour le Roi des terres et seigniories del duchee de Lancastre en le north et south parmy Engleterre, pur le temps esteantz, soient justices de la pees en lour offices et sessions a la volunte du Roy.

Responsio.—Le Roi le voet; ovesque ceo que les Seigniours soient nommez en les commissions des justices de la pees come ils soleint estre nommez par devaunt.

Digitized by Google

XXI.

Roll of the Parliament holden at Westminster on the Monday next after the Octaves of Saint Martin, in the second year of the reign of King Henry the Fifth after the Conquest.

19th Nov. 2 Hen. 5. A.D. 1414.

ALSO, the Commons pray that it may please our most dread Sovereign Lord the King, by the advice of the Lords Spiritual and Temporal in this present Parliament assembled, to ordain that the justices of the peace henceforth to be made in the counties of England be made from the most sufficient persons dwelling in the same counties, by the advice of the Chancellor and Council of our Lord the King, without taking other persons dwelling in foreign counties to occupy such office, except the justices of assize, in full accomplishment of all right and justice in the same counties: Saving always that the chief stewards of our Lord the King of the lands and lordships of the duchy of Lancaster in the north and south parts throughout England, for the time being, may be justices of the peace in their offices and sessions at the King's pleasure.

Justices of peace shall be appointed from persons resident in the respective counties,

except justices of assize.

The chief stewards of the duchy of Lancaster for north and south parts shall be justices of peace.

ANSWER.—The King wills it; so that the Lords be named in the commissions of justices of the peace, as they were wont to be named before.

Digitized by Google

XXII.

Rotulus Parliamenti tenti apud Westmonasterium sexto decimo die Marcii, anno regni Regis Henrici Quinti post Conquestum tertio.

De ducatu Lancastriæ et ipsius senescallis.

Rot. Parl. 3 Hen. 5. p. 2. n. 15. in Turr. Lond.

FAIT assavoir que les Communes d'Engleterre, assemblez en ceste parlement, baillerent une petition en mesme le parlement, en la fourme q'ensuit:

Please au Roy nostre Seigniour Soverain, de l'assent des Seigniours espirituelx et temporelx et de les Communes en cest present parlement assemblez, par auctoritee de mesme le parlement, d'acceptier, approver, ratifier, granter, et confermer voz lettres patentes, par vous faitz et grantez, en vostre parlement tenuz a Westmonastre l'an de vostre regne second, touchantz les libertees custumes et franchises a usiers avoirs et a continuers deinz voz heritages de vostre duche de Lancastre, et des countees de Hereford Essex et Northampton, et autres choses comprises en les dites lettres, solonc l'effect tenure et purport de mesmes les lettres en due forme, adjoustantz et en outre par voz lettres ent a fairs grantantz pour vous et voz heirs, de l'assent des ditz Seigniours et Communes de mesme cest parlement, et par auctoritee d'icele parlement, pour vostre grande proffit de voz heritages suisditz et pour la meillour governance d'icelles, et en conservation et sustentation de les avant-dites libertees et custumes et franchises, les clauses et paroles qui cy ensuyent:

Digitized by Google

XXII.

Roll of the Parliament holden at Westminster, on the sixteenth day of March, in the third year of the reign of King Henry the Fifth after the Conquest.

Of the Duchy of Lancaster and its Stewards.

BE it known that the Commons of England, in this Parliament assembled, delivered a petition in the same Parliament, in the form which follows: 11th May, 4 Hen. 5. A.D. 1416.

May it please our Sovereign Lord the King, with the assent of the Lords Spiritual and Temporal, and of the Commons in this present Parliament assembled, by authority of the same Parliament, to accept, approve, ratify, grant, and confirm your letters patent, by you made and granted in your Parliament holden at Westminster in the second year of your reign, touching the liberties, customs, and franchises to be used, had, and continued in your heritages of your duchy of Lancaster and earldoms of Hereford, Essex, and Northampton, and other things comprised in the said letters, according to the effect, tenor, and purport of the same letters in due form, adding and moreover by your letters thereof to be made granting for you and your heirs, with the assent of the said Lords and Commons of this same Parliament, and by the authority of the same Parliament, for your great profit of your heritages abovesaid, and for the better governance of the same, and in preservation and maintenance of the aforesaid liberties and customs

Petition of the Commons for confirmation of the letters patent granted in the Parliament holden 2 Hen. 5.

and that certain clauses may be added thereto.

Digitized by Google

Volentes insuper, de assensu dominorum spiritualium et temporalium ac communitatum regni nostri Angliæ in præsenti parliamento nostro existentium, et auctoritate ejusdem parliamenti, concedentes et declarantes, pro nobis et hæredibus nostris, quod uterque capitalium senescallorum nostrorum ac hæredum et assignatorum nostrorum hæreditatum nostrarum prædictarum, pro tempore existentium, in singulis comitatibus dicti regni nostri infra ballivam suam, vel in quibus officium suum senescalciæ exercet, seu exercere debeat, in singulis commissionibus custodum pacis ac justitiariorum laboratorum servientium et artificum necnon justitiariorum ad diversa felonias transgressiones et malefacta audienda et terminanda assignatorum exnunc faciendis, de tempore in tempus assignetur et nominetur, ultra numerum hujusmodi custodum et justitiariorum juxta formam statuti inde editi prius limitatorum, statuto prædicto non obstante. Quodque nullæ donationes, concessiones, pardonationes, remissiones vel relaxationes, quæ dictas hæreditates nostras, aut honores, castra, maneria, terras, tenementa, redditus, feoda, advocationes, libertates, et franchesias ad easdem hæreditates nostras qualitercunque pertinentia, seu aliquam parcellam earundem, aut wardas, custodias, maritagia, relevia, exitus, fines, amerciamenta, proficua, et commoditates, aut officiarios vel ministros nostros seu hæredum vel assignatorum nostrorum hæreditatum prædictarum, (sive honores, castra, maneria, terræ, tenementa, redditus, feoda, advocationes, libertates, et franchesiæ illa in manibus nostris aut dictorum hæredum vel assignatorum nostrorum, sive in manibus aliorum quorumcunque ex concessione sive feoffamento nostri aut eorundem hæredum vel assignatorum nostrorum inde facto seu faciendo, ad terminum vitæ vel annorum, aut in feodo seu alias qualitercunque ad opus nostrum seu hæredum

Digitized by Google

and franchises, the clauses and words which hereinafter follow:

Willing, moreover, with the assent of the Lords Spiritual and Temporal, and of the Commons of our realm of England in our present Parliament assembled, and by authority of the same Parliament, granting and declaring for us and our heirs that each of the chief stewards of us and our heirs and assigns of our heritages aforesaid, for the time being, in every the counties of our said realm within his bailiwick, or in which he exercises or ought to exercise his office of steward, shall be assigned and nominated from time to time, in all commissions hereafter to be made of keepers of the peace and justices, of labourers, servants, and artificers, and also of justices assigned to hear and determine divers felonies, trespasses, and offences, over and above the number of like keepers and justices first limited according to the form of the statute thereof passed, the aforesaid statute notwithstanding. And that no donations, grants, pardons, remissions, or releases, which concern, or in any case arising or on any pretence sought can concern, our said heritages, or the honors, castles, manors, lands, tenements, rents, fees, advowsons, liberties, and franchises to our same heritages in any wise soever pertaining, or any parcel thereof, or the wards, wardships, marriages, reliefs, issues, fines, amercements, profits and commodities, or the officers or ministers of us or our assigns, of the heritages aforesaid, or which shall happen to proceed in future in regard to our said heritages, or any parcel of the same, or in the same to be made or arise, (whether the said honors, castles, manors, lands, tenements, rents, fees, advowsons, liberties, and franchises be in the hands of us or of our said heirs or assigns, or in the hands of others whom-

The chief stewards of the duchy shall be named in all commissions of the peace.

No grants, &c. concerning the duchy, passed under any other seal than the duchy seal, shall be valid, but the same shall be null and void for ever.

Digitized by Google

vel assignatorum nostrorum,) concernunt, seu aliquo casu emergente aut quovis quæsito colore concernere poterunt, aut de dictis hæreditatibus nostris seu aliqua parcella earundem in futuro emergere, aut in eisdem fieri vel oriri contigerint, sub aliquo alio sigillo nostro, hæredum vel assignatorum nostrorum prædictorum, magno vel parvo, præterquam sub sigillo nostro pro ducatu prædicto, ut præmittitur, ordinato vel ordinando dumtaxat, exnunc facienda, seu quæ sub aliquo alio sigillo aliqualiter emanare contigerint in futuro, valida sint aut effectualia quovis modo,—immo cassa irrita et inania reputentur et habeantur in perpetuum.

La quele petition, lewe overtement en cest parlement, et bien entendu, fuist respondu en la manere q'ensuit: Le Roy, de l'assent des Seigniours espirituelx et temporelx esteantz en cest parlement, et a la requeste des Communes avaunt ditz, le voet en toutz pointz.

Digitized by Google

soever by grant or feoffment of us or of our same heirs or assigns thereof made or to be made for term of life or years, or in fee, or otherwise howsoever to the behoof of us or our heirs or assigns,) to be made hereafter under any other seal of us, our heirs or assigns aforesaid, great or small, other than under our seal ordained or to be ordained for the duchy aforesaid only, as is premised, or which shall in future happen in any way to emanate under any other seal, shall be valid or effectual in any wise,—nay, they shall be held and reputed null, void, and quashed for ever.

The which petition, being openly read in this Parliament and well understood, was answered in the manner following: The King, with the assent of the Lords Spiritual and Temporal in this Parliament assembled, and at the request of the Commons aforesaid, wills it in all points.

Digitized by Google

XXIII.

Rotulus Parliamenti tenti apud Westmonasterium secundo die Maii, anno regni Regis Henrici Quinti post Conquestum nono.

La purpartie de l'enheritance Humfrey de Bohun jadis Count de Hereford et de Essex.

Rot. Parl. 9 Hen. 5. p. 1. n. 19. In Turr. Lond.

MEMORANDUM quod super concordia inter dominum Henricum Regem Angliæ Quintum post Conquestum, filium et hæredem Mariæ unius filiarum et hæredum bonæ memoriæ Humfridi de Bohun nuper comitis Herefordiæ Essexiæ et Northamptoniæ ac constabularii Angliæ, et Annam filiam et hæredem Alianoræ alterius filiarum et hæredum ejusdem nuper comitis, habita ut dicitur,—videlicet, de eo quod ipsa Anna partitionem legalem, tam dictum dominum Regem quam præfatam Annam, de omnibus et singulis castris maneriis et eorum membris cum pertinentiis, necnon de hundredis terris tenementis mariscis feodis comitatuum curiis visibus forestis parcis boscis et reversionibus cum pertinentiis in Anglia et in Wallia, una cum feodis militum et advocationibus ecclesiarum abbatiarum prioratuum vicariarum hospitalium capellarum et aliorum beneficiorum ecclesiasticorum ac aliis quibuscunque ad prædicta castra maneria terras tenementa et alias possessiones vel ad aliquod eorundem quoquo modo pertinentibus appendentibus sive spectantibus, de quibus præfatus nuper comes avus dictorum domini Regis et Annæ fuit seisitus tam in dominico quam in reversione die quo obiit, contingentem, in duas partes æquales, quarum dictus dominus Rex electionem haberet, faceret;—præfata

Digitized by Google

XXIII.

Roll of the Parliament holden at Westminster on the second day of May, in the ninth year of the reign of King Henry the Fifth after the Conquest.

The partition of the inheritance of Humphrey de Bohun, late Earl of Hereford and Essex.

BE it remembered, that upon an agreement had, as is said, between Lord Henry the Fifth after the Conquest, King of England, son and heir of Mary, one of the daughters and co-heirs of Humphrey de Bohun of good memory, late Earl of Hereford, Essex, and Northampton, and Constable of England, and Anne daughter and heir of Eleanor another of the daughters and co-heirs of the same late Earl,—to wit, that the same Anne should make a lawful partition into two equal parts, touching as well the said lord the King, as the aforesaid Anne, of which the said lord the King should have his choice, of all and singular the castles, manors, and their members, with appurtenances, as also of the hundreds, lands, tenements, marshes, fees of counties, courts, views, forests, parks, woods, and reversions, with their appurtenances in England and Wales, together with the knights' fees and advowsons of churches, abbeys, priories, vicarages, hospitals, chapels, and other ecclesiastical benefices, and other things whatsoever in any manner pertaining, appendent, or belonging to the aforesaid castles, manors, lands, tenements, and other possessions, or to any of the same, of which the aforesaid late Earl, grandfather of the said lord the King and Anne, was seised, as well in demesne as in reversion, on the day on

6th May, 9 Hen. 5. A.D. 1421.

Digitized by Google

Anna partitionem inde (præterquam de feodis militum et advocationibus ecclesiarum abbatiarum prioratuum vicariarum hospitalium capellarum et aliorum beneficiorum ecclesiasticorum de hæreditate prædicta in grosso existentibus,) per ipsam factam, virtute concordiæ prædictæ, in duobus rotulis contentam, eidem domino Regi in præsenti Parliamento sedenti, in præsentia Dominorum Spiritualium et Temporalium in eodem existentium, ut idem dominus Rex propartem suam inde virtute ejusdem concordiæ eligeret, optulit et liberavit. Super quo idem dominus Rex, habitis de et super rotulis prædictis et contentis in eisdem inspectione et avisamento pleniori, partem illam, quæ ad propartem suam in uno rotulorum prædictorum intitulatur, et quæ sic incipit, "*La purpartie du Roy, forspris Fees et Avoesons queux sont en grosse,*" sibi tanquam hæredi dictæ Mariæ elegit, videlicet, omnia et singula castra maneria membra hundreda terras tenementa mariscos feoda comitatuum curias visus forestas parcos boscos et reversiones prædicta, cum pertinentiis, una cum feodis et advocationibus ac aliis ad eadem vel ad aliquod eorundem ut præmittitur pertinentibus appendentibus sive spectantibus, in parte illa specificata, in perpetuum; alteram vero partem quæ ad propartem præfatæ Annæ in altero dictorum rotulorum intitulatur, et quæ sic incipit, "*La purpartie del Dame Anne la Countesse de Stafford, forspris Fees et Avoesons queux sont en grosse,*" eidem Annæ tanquam hæredi præfatæ Alianoræ reliquit, videlicet, omnia et singula castra maneria membra hundreda terras tenementa mariscos feoda comitatuum curias visus forestas parcos boscos et reversiones prædicta, cum pertinentiis, una cum feodis et advocationibus ac aliis ad eadem vel ad aliquod eorundem ut prædictum est pertinentibus appendentibus sive

Digitized by Google

which he died;—the aforesaid Anne offered and delivered the partition made thereof by herself in virtue of the aforesaid agreement, contained in two rolls, (except of the knights' fees, and advowsons of churches, abbeys, priories, vicarages, hospitals, chapels, and other ecclesiastical benefices, being of the aforesaid inheritance in gross,) to the same lord the King sitting in the present Parliament, in the presence of the Lords Spiritual and Temporal being in the same, that the same Lord the King might choose his purparty thereof by virtue of the same agreement. Whereupon the same lord the King, very full inspection of and advice respecting the rolls aforesaid and their contents having been had, chose to himself for ever, as heir of the said Mary, that part which is ascribed to his purparty in one of the aforesaid rolls, and which thus begins, "*The purparty of the King, excepting the Fees and Advowsons which are in gross,*" to wit, all and singular the castles, manors, members, hundreds, lands, tenements, marshes, fees of counties, courts, views, forests, parks, woods, and reversions aforesaid, with their appurtenances, together with the fees and advowsons and other things pertaining, appendent or belonging to the same, or to any of the same, as is aforesaid, specified in that part; and the other part, which is ascribed to the purparty of the aforesaid Anne in the other of the said rolls, and which begins thus, "*The purparty of the Lady Anne Countess of Stafford, except the Fees and Advowsons which are in gross,*" he left to the same Anne for ever, as heir of the aforesaid Eleanor, to wit, all and singular the castles, manors, members, hundreds, lands, tenements, marshes, fees of counties, courts, views, forests, parks, woods, and reversions aforesaid, with their appurtenances, together with the fees and advowsons, and other things pertaining, ap-

Digitized by Google

spectantibus, in parte illa sibi sic intitulata specificata, in perpetuum; — feodis et advocationibus prædictis, sic in grosso existentibus, in manibus ipsius domini Regis remanentibus, præsenti partitione non obstante, quousque legalis partitio de eisdem per præfatam Annam in duas partes æquales, quarum electio cedet eidem domino Regi in forma prædicta, fiat. Qui quidem duo rotuli dorso præsentis rotuli hujus Parliamenti sunt consuti, et quorum tenor sequitur ut patet hic inferius. Et postea, veniente dicta comitissa Staffordiæ coram dicto domino Rege, in ipso eodem Parliamento sedente, fatebatur ibidem prædicta comitissa, in præsentia Dominorum prædictorum, quod manerium de Arnale in comitatu Notinghamiæ, in proparte ejusdem domini Regis per ipsam sic facta specificatum, fuit a diu perantea per dominam Alianoram nuper ducissam Gloucestriæ, matrem ejusdem comitissæ, alienatum in feodo, et per eandem comitissam alienatio illa extitit confirmata; idem dominus Rex super hoc dixit quod eadem comitissa tunc omnino satisfacere oporteret tenenti dicti manerii de Arnale, sic quod dictus dominus Rex illud obtinere posset tam tramite conscientiæ quam ratione juris hæreditarii, juxta formam et effectum propartis suæ prædictæ, aut quod præfata comitissa eidem domino Regi pro dicto manerio de Arnale debitam in hac parte faceret recompensationem. Ad quod prædicta comitissa ibidem tunc consentiit.

La purpartie de Roy, forspris les Fees et Avoesons queux sont en groos nient appurtenantz ou appendantz a les possessions soutz escriptz:

Essex'.

Le manoir de Waldene, { lxxiiii. ii s. iii d. ob. } un park.

Digitized by Google

pendent, or belonging to the same, or to any of the same, as is aforesaid, specified in that part so ascribed to her;—the fees and advowsons aforesaid, so being in gross, remaining in the hands of the same lord the King, notwithstanding the present partition, until a lawful partition of the same into two equal parts be made by the aforesaid Anne, the choice of which shall fall to the same lord the King in form aforesaid. Which two rolls are stitched to the back of the present roll of this Parliament, and the tenor of which follows as appears here below. And, afterwards, the said Countess of Stafford coming before the said lord the King, he sitting in the same Parliament, the said Countess there confessed, in the presence of the aforesaid lords, that the manor of Arnold in the county of Nottingham, specified in the purparty so made by her of the same lord the King, was long ago alienated in fee by Lady Eleanor late Duchess of Gloucester, mother of the same Countess, and that that alienation was confirmed by the same Countess; the same lord the King hereupon said that the same Countess ought then thoroughly to satisfy the tenant of the said manor of Arnold, so that the said lord the King might obtain it as well in the way of conscience, as by reason of hereditary right, according to the form and effect of his aforesaid purparty, or that the aforesaid Countess should make recompense due in this respect unto the same lord the King for the said manor of Arnold. To which the aforesaid Countess then there consented.

THE PURPARTY OF THE KING, EXCEPT THE FEES AND ADVOWSONS WHICH ARE IN GROSS, NOT APPURTENANT OR APPENDENT TO THE POSSESSIONS UNDERWRITTEN :—

ESSEX.	£.	s.	d.	
The manor of Walden,	72	2	3½	a park.

Digitized by Google

Le manoir de Depden,	xxxi ℔. xi s. ob.	un boys.
Le manoir de Quenden,	xi ℔. xvi d. ob. quadr.	un boys.
Le manoir de Lieghes,	xxi ℔. xi s. ii d. ob.	deux boys, et un grove.
Le manoir de Dunmowe,	xxxiiii ℔. viii s. vd.	un park, et un boys.
Le manoir [de] Massheburу,	xiii ℔. xix s. iii d.	un boys.
Le manoir de Badewe,	xxxiii ℔. vs. viii d.	un park, deux groves.
Le chastell et manoir de Plecy,	cvi s. viii d.	un park.
Le manoir de Hiegh Estre,	l ℔.	un park.
Le manoir de Waltham,	l ℔.	deux parkes.
Le manoir de Wikes,	xxvi ℔. xiii s. iii d.	un park.
Le manoir de Shenefeld,	xxii ℔.	
Le viewe de Chishull,	iiii s.	
La court de l'honour de Hiegh Estre,	iiii ℔.	
Le manoir de Farnham,	xix ℔.	
Le fee del countee d'Essex,	xl ℔. x s. x d.	
La somme,	cccclxxxv ℔. xiiii s. i d. q^{ua}.	

MIDD'.

Le manoir de Enefeld,	xlii ℔. x d. ob. q^{ua}.	un chace, et un park.
Le tenement appellez Hakenoys,	iiii ℔. xi s. v d.	

LONDON'.

Blaunchappulton,	lxvi s. viii d.	

Digitized by Google

	£.	s.	d.	
The manor of Depden,	31	11	0½	a wood.
The manor of Quendon,	11	1	4¾	a wood.
The manor of Leighs,	21	11	2½	two woods, and a grove.
The manor of Dunmow,	34	8	5	a park, and a wood.
The manor of Mashbury,	13	19	8	a wood.
The manor of Baddow,	33	5	8	a park, two groves.
The castle and manor of Pleshey,	5	6	8	a park.
The manor of High Easter,	50	0	0	a park.
The manor of Waltham,	50	0	0	two parks.
The manor of Wickes,	26	13	4	a park.
The manor of Shenfield,	22	0	0	
The view of Chishall,	0	4	0	
The court of the honor of High Easter,	4	0	0	
The manor of Farnham,	19	0	0	
The fee of the county of Essex,	40	10	10	
The sum,	435	14	1¼	

MIDDLESEX.

The manor of Enfield,	42	0	10¾	a chace, and a park.
The tenement called "Hakenoys,"	4	11	5	

LONDON.

Blaunchappulton,	3	6	8	

Digitized by Google

HERTFORD'.

La court de Hertford ove le viewe de Hoddesdon,	xvii s. iiii d.	
Tout le manoir de Nothampstede,	xv li.	un boys.

CANTEBR'.

Le viewe de Sauston,	v s.	

NORFF'.

Le manoir de Fulmodeston,	xx li. iiii s. viii d.	

NICOLE.

Le manoir de Longebenyngton,	lxxiii li. xvi s. viii d.	

OXENFORD'.

Le manoir de Haselee,	x li.	
Le manoir de Kirtlyngton,	xiii li. vi s. viii d.	un boys.
Le manoir de Dadyngton,	xiii li. vi s. viii d.	
Le manoir de Periton,	xvi li. xiii s. iiii d.	un boys.
L'entier manoir de Ascote,	xiiii li. xiii s. iiii d.	un boys.

WILTES'.

Le manoir de Up Haven,	xxvi li. xiii s. iiii d.	
Le viewe de Nether Haven,	vi s. viii d.	
La court de Monkfarley,	xiii s. iiii d.	
Le manoir de Wokeseye,	xlv li. x s. viii d.	un park, et deux foreins boys.

Digitized by Google

	£.	s.	d.	
HERTFORD.				
The court of Hertford, with the view of Hoddesdon,	0	17	4	
All the manor of Nuthampstead,	15	0	0	a wood.
CAMBRIDGE.				
The view of Sawston,	0	5	0	
NORFOLK.				
The manor of Fulmodeston,	20	4	8	
LINCOLN.				
The manor of Long Benington,	72	16	8	
OXFORD.				
The manor of Haseley,	10	0	0	
The manor of Kirtlington,	13	6	8	a wood.
The manor of Deddington,	13	6	8	
The manor of Pirton,	16	13	4	a wood.
The entire manor of Ascott,	14	13	4	a wood.
WILTSHIRE.				
The manor of Uphaven,	26	13	4	
The view of Netherhaven,	0	6	8	
The court of Monkton Farley,	0	13	4	
The manor of Oaksey,	45	10	8	a park, and two foreign woods.

Digitized by Google

SUFF'.

Le manoir de Elmesete, ove Somersham,	xxxviii li. xiii s. vi d. ob.	un boys.
Le manoir de Ofton,	xv li. xii s. ob.	

Linea hæc cancellatur in rotulo.

NOTYNGHAM.

Le manoir de Arnale,	vi li.	un boys.

Memorandum quod manerium de Southam cum pertinentiis in comitatu Gloucestriæ, in proparte comitissæ Staffordiæ specificatum, loco istius manerii de Arnale cancellati eo quod idem manerium de Arnale alienatum fuit in feodo per dominam Alianoram nuper ducissam Gloucestriæ matrem ejusdem comitissæ Staffordiæ, et per ipsam comitissam alienatio ipsa est confirmata, ut superius fatebatur, proparti dicti domini Regis per eandem comitissam assignatur, in præsentia domini Cancellarii Angliæ ac dominorum Concilii ipsius domini Regis; quod quidem manerium de Southam iidem Cancellarius et domini virtute potestatis eis auctoritate præsentis Parliamenti, prout in fine cujusdam acti hic inferius inserti et quod sic incipit "*Le Roy voet par auctorite du ceste present Parlement*" continetur, in hac parte attributæ et commissæ decreverunt eidem domino Regi et hæredibus suis, loco dicti manerii de Arnale, remansurum sub forma qua idem manerium de Arnale sibi perprius assignabatur.

BUK'.

Le manoir de Wycombe,	lxviii li. vi d. ob. q^{ua}.	cinq boys.
Le manoir de Crondon,	xxiiii li. x s.	
Un tenement ove certeins terres in Westcote,	x li.	

BERK'.

Le manoir de Uplambourne,	xxviii li. xi d. q^{ua}.	deux boys, deux groves.
Le manoir de Speene,	viii li. xiii s. iiii d.	un boys.
Le manoir de Henton,	xxvi li. xiii s. iiii d.	

Digitized by Google

SUFFOLK.	£.	s.	d.	
The manor of Elmset, with Somersham,	38	13	6½	a wood.
The manor of Offton,	15	12	0½	

NOTTINGHAM.					
The manor of Arnold,	6	0	0	a wood.	This line is cancelled on the roll.

Be it remembered that the manor of Southam with its appurtenances in the county of Gloucester, specified in the purparty of the Countess of Stafford, is assigned to the purparty of the said lord the King by the said Countess in the presence of the Lord Chancellor of England and of the Lords of the Council of the same lord the King, in lieu of that manor of Arnold cancelled because the same manor of Arnold was alienated in fee by the Lady Eleanor late Duchess of Gloucester, mother of the same Countess of Stafford, and the same alienation has been confirmed by the same Countess, as she confessed above; which manor of Southam the same Chancellor and Lords, by virtue of the power given and committed to them on this behalf by authority of the present Parliament, as is contained in the conclusion of a certain act inserted here below, and which begins thus, "*The King wills, by the authority of this present Parliament,*" decreed to remain to the same lord the King and his heirs, in lieu of the said manor of Arnold, under the form by which the same manor of Arnold was before assigned to him.

BUCKINGHAMSHIRE.	£.	s.	d.	
The manor of Wycombe,	68	0	6¾	five woods.
The manor of Crendon,	24	10	0	
A tenement with certain lands in Westcott,	10	0	0	

BERKSHIRE.				
The manor of Upper Lambourne,	28	0	11¼	two woods, two groves.
The manor of Speen,	8	13	4	a wood.
The manor of Henton,	26	13	4	

Digitized by Google

WILTES'.		
Le manoir de Pole,	xxiiiℓi. viiis. ixd.	deux boys.
Le manoir de Manyngford,	xxviiℓi. viiis. ixd.	
GALES.		
Le chastell et manoir de Caldecote, et Newton, ove les membres,	xxviℓi. xiiis. iiid.	
SURR'.		
Le manoir de Walton,	xxviℓi.	un boys.
GLOUCESTR'.		
Le manoir de Whitenhurst,	xxiℓi. viis.	un boys.
DORSET'.		
Les terres et tenements en Gwyssich,	viℓi. xiiis. iiid. variat. iis.	
HEREFORD.		
La reversion del manoir de Yerkehull, le quell William Rasyn tient pur terme de vie,	viℓi. xiiis. iiid.	
La somme totale	mcℓi. ixs.	dix parkes, une chace, vingt sis boys foreins, cinq groves.

Ove toutz maners fees et avouesons et autres choses qeconqes as ditz chastelles, manoirs, terres, tenements, et autres possessions, ou a ascun d'eux, en ascun manere appurtenauntz appendantz ou regardantz.

Digitized by Google

	£.	s.	d.	
WILTSHIRE.				
The manor of Poole,	23	8	9	two woods.
The manor of Manningford,	27	8	9	
WALES.				
The castle and manor of Caldicot, and Newton, with the members,	26	13	4	
SURREY.				
The manor of Walton,	26	0	0	a wood.
GLOUCESTER.				
The manor of Wheatenhurst,	21	7	0	a wood.
DORSET.				
The lands and tenements in Gussage,	6	13	4	variation 2s.
HEREFORD.				
The reversion of the manor of Yarkhill, which William Rasyn holds for the term of his life,	6	13	4	
The sum total,	1100	9	0	ten parks, one chace, twenty-six foreign woods, five groves.

With all manors, fees, and advowsons, and other things whatsoever in anywise appurtenant to, appendent on, or respecting the said castles, manors, lands, tenements, and other possessions, or any of them.

Digitized by Google

LA PURPARTIE DEL DAME ANNE LA COUNTESSE DE STAFFORD, FORSPRIS LES FEES ET AVOUESONS QUEUX SONT EN GROOS NIENT APPURTENANTZ OU APPENDANTZ A LES POSSESSIONS SOUTZ ESCRIPTZ :

GALES.

Les chastell et manoir de Brekenok, ove les membres,	CC$^{XX}_{XIII}$XIII li. VI s. VIII d.	un foreste.
Les chastell et manoir de Hay, ove les membres,	LI li.	
Les chastell et manoir de Huntyngdon,	XXVIII li.	un park, deux boys.
La somme,	CCCLXXIII li. VI s. VIII d.	

GLOUCESTR'.

Le manoir de Haresfeld, ove les membres,	XX li.	un park.
La court de l'honur de Hereford tenuz a Gloucestre,	X s.	
Le manoir de Newenham, ove les appurtenances,	XL s.	
Le manoir de Southam,	XX li.	deux boys.

Linea hæc cancellatur in rotulo.

Memorandum quod istud manerium de Southam hic cancellatur eo quod manerium de Arnale in comitatu Notinghamiæ in proparte domini Regis specificatum, alienatum fuit in feodo per dominam Alienoram nuper ducissam Gloucestriæ matrem ejusdem comitissæ Staffordiæ, et per ipsam comitissam alienatio ipsa est confirmata, ut superius fatebatur, et loco dicti manerii de Arnale est prædictum manerium de Southam proparti dicti domini Regis per eandem comitissam assignatum in præsentia domini Cancellarii Angliæ ac dominorum Concilii ipsius domini Regis et per ipsos virtute potestatis eis auctoritate præsentis Parliamenti, prout in fine cujusdam acti hic inferius inserti et quod sic incipit "*Le Roy voet par auctorite de ceste present Parlement*" continetur, in hac

Digitized by Google

THE PURPARTY OF LADY ANNE COUNTESS OF STAFFORD, EXCEPT THE FEES AND ADVOWSONS WHICH ARE IN GROSS, NOT APPURTENANT OR APPENDENT TO THE POSSESSIONS UNDERWRITTEN:

WALES.	£.	s.	d.	
The castle and manor of Brecknock, with the members,	293	6	8	a forest.
The castle and manor of Hay, with the members,	51	0	0	
The castle and manor of Huntington,	28	0	0	a park, two woods.
The sum,	372	6	8	

GLOUCESTER.				
The manor of Haresfield, with the members,	20	0	0	a park.
The court of the honor of Hereford held at Gloucester,	0	10	0	
The manor of Newnham, with the appurtenances,	2	0	0	
The manor of Southam,	20	0	0	two woods.

This line is cancelled on the roll.

Be it remembered that this manor of Southam is here cancelled because the manor of Arnold in the county of Nottingham, specified in the purparty of the lord the King, was alienated in fee by Lady Eleanor late Duchess of Gloucester, mother of the same Countess of Stafford, and the alienation itself was confirmed by the same Countess, as she confessed above; and the aforesaid manor of Southam has been assigned by the same Countess to the purparty of the said lord the King, in lieu of the said manor of Arnold, in presence of the Lord Chancellor of England and of the Lords of the Council of the same lord the King, and by them, by virtue of the power given and committed to them on this behalf by the authority of the present Parliament, as is contained in the conclusion of a certain act inserted here below, and which begins thus,

Digitized by Google

parte attributæ et commissæ dictum manerium de Southam domino Regi et hæredibus suis decretum fuit remansurum, loco dicti manerii de Arnale.

La somme, xliiɬi. xs̃.

HEREFORD.

Le fee del countee de Hereford,	xxɬi.	
Les synk hundredes en countee de Hereford,	xviis̃. viiid.	

NORTHT'.

Le fee del countee de Northamton,	xxɬi.	

NOTYNGHAM.

Le manoir de Kneshale,	xxiɬi. xiiis̃. ixd. ob.	un park, deux boys.

KENT.

La moite de certeins tenements en West Grenwych,	xxd.	
La somme,	lxiiɬi. xiiis̃. id. ob.	

ESSEX.

Le manoir de Hatfeld,	xxiiiiɬi. iiiis̃. viid. ob.	un forest, un park, sept foreins boys.
Le manoir de Halyngbury,	xxviiɬi. xiiis̃. iiiid.	un park.
Le manoir de Wrytell,	xxiiiviiɬi. xixs̃.	deux parkes, un forein boys.
Le manoir de Chiggenhale	xɬi. iiis̃. ixd.	un boys.

Digitized by Google

"*The King wills, by the authority of this present Parliament,*" the said manor of Southam has been decreed to remain to the lord the King and his heirs in lieu of the said manor of Arnold.

	£.	s.	d.	
The sum,	42	10	0	
HEREFORD.				
The fee of the county of Hereford,	20	0	0	
The five hundreds in the county of Hereford,	0	17	8	
NORTHAMPTON.				
The fee of the county of Northampton,	20	0	0	
NOTTINGHAM.				
The manor of Kneesal,	21	14	9½	a park, two woods.
KENT.				
The moiety of certain tenements in West Greenwich,	0	1	8	
The sum,	62	14	1½	
ESSEX.				
The manor of Hatfield,	81	4	7½	a forest, a park, seven foreign woods.
The manor of Hallingbury,	27	13	4	a park.
The manor of Writtle,	87	19	0	two parks, one foreign wood.
The manor of Chignal,	10	3	9	a wood.

Digitized by Google

Le manoir de Ramesden,	xiiii li. ix s.	un park.
Le manoir de Est Lee,	vi li. xiii s. iiii d.	
Le manoir de Wakeryng,	$\frac{xx}{iiii}$vi li. vii s. v d.	un boys.
Le mareys de Polmerssh,	xiii li. vi s. viii d.	
Le manoir de Southorp,	xxii li.	
Le manoir de Haydon,	c s.	
Le manoir de Fobbyng,	xliii li. xiiii s. v d. ob.	
Le manoir de Norton,	xxiiii li.	
Le mareys de Bermuerssh,	xx li.	
La somme,	ccccxlii li. xi s. vii d.	

Huntyngdon.

Le manoir de Kymbalton, ove les membres,	cxxvi li. ii s. xi d. ob.	un chace, un park, un boys.

Buk.

Le manoir de Amondesham,	xlviii li. xiii s. iiii d.	sis boys.

Wiltes'.

Le manoir de Sende,	lxiiii li. viii s. xi d. ob. qua.	un park, un boys.
Le manoir de Stratton,	xi li. x s. vi d. ob. qua.	
Le manoir de Wylesford,	xxxiiii li.	
La somme,	cc$\frac{xx}{iiii}$ii li. xv s. x d.	
La somme totale,	m.cc ii li. xviii s. ii d. ob.	deux forestes, dix parkes, une chace, dix-huit boys.

Ove toutz maners fees et avouesons et autres choses queconques as ditz chastells, manoirs, terres, tenements, et autres possessions, ou a ascun de eux, en ascun manere appurtenantz, appendantz ou regardantz.

Digitized by Google

	£.	s.	d.	
The manor of Ramsden,	14	9	0	a park.
The manor of East Lee,	6	13	4	
The manor of Wakering,	86	7	5	a wood.
The marsh of Pelmarsh,	13	6	8	
The manor of Southorp,	22	0	0	
The manor of Haydon,	5	0	0	
The manor of Fobbing,	43	14	5½	
The manor of Norton,	24	0	0	
The marsh of Burmarsh,	20	0	0	
The sum,	442	11	7	
HUNTINGDON.				
The manor of Kimbolton, with the members,	126	2	11½	a chace, a park, a wood.
BUCKINGHAMSHIRE.				
The manor of Agmondesham,	48	13	4	six woods.
WILTSHIRE.				
The manor of Seend,	63	8	11¾	a park, a wood.
The manor of Stratton,	11	10	6¾	
The manor of Wilsford,	33	0	0	
The sum,	282	15	10	
The sum total,	1202	18	2½	two forests, ten parks, one chace, eighteen woods.

With all manors, fees, and advowsons, and other things whatsoever in any manner appurtenant to, appendent on, or respecting the said castles, manors, lands, tenements, and other possessions, or any of them.

Digitized by Google

Pur Dame Anne Contesse de Stafford.

FAIT a remembrer que l'onurable dame Dame Anne Countesse de Stafford, file a Alianore une des files et heirs del bone memorie Humfrey de Bohun jadis Count de Hereford, bailla au Roi nostre soverain Seigniour en ceste Parlement une supplication dont le tenure cy ensuit.—A nostre tres soverain seigniour le Roi supplie tres humblement Anne Countesse de Stafford, qe come vous, tres soverain seigniour, ore tarde suistes en vostre Chauncerie d'Engleterre envers la dite suppliante, par vostre brief de *scire facias*, pur reformer la purpartie fait en la Chauncerie Seigniour Richard nadgairs Roi d'Engleterre, par entre la tres noble dame Dame Marie vostre miere, que Dieu assoile, une des files et heirs Humfrey de Bohun nadgairs Count de Hereford, et Alianore miere de dite suppliante l'autre des files et heirs du dit nadgairs Count, des chastell et manoir de Plessitz, del manoir de Haut Estre, del manoir de Waltham, del manoir de Wykes, del viewe de franc-plegge de Chishull, del manoir de Shenefeld, de la court de l'honure de Haut Estre, del fee de countee d'Essex, del manoir de Farnham, en le countee d'Essex,—de la court de Hertford, del viewe de franc-plegge de Hoddesdon, en le counte de Hertford,—del manoir de Whitenhurst en le countee de Gloucestre,—del chastell de Huntyngdon ove ses membres, del chastell de Caldecote et Neweton ove ses membres, el Marche de Gales,—del manoir de Longebenyngton en le countee de Nicole,—del manoir de Kneshale, de les deux parties del manoir de Arnale, en le countee de Notyngham,—del manoir de Hasele, del manoir de Kyrtlyngton, del manoir de Dadyngton, del manoir de Peryngton, en le countee d'Oxenford,—des deux partes del manoir de Wodespene en le countee de Berks,—del manoir de Fulmodeston en le countee de Norffolk,—del viewe de franc-plegge de Sauston en le countee de Can-

Digitized by Google

For Lady Anne Countess of Stafford.

BE it remembered that the honorable lady, Lady Anne Countess of Stafford, daughter of Eleanor, one of the daughters and co-heirs of Humphrey de Bohun, of good memory, late Earl of Hereford, delivered to the King our sovereign lord in this Parliament a petition, the tenor whereof here followeth.—To our most sovereign lord the King very humbly prayeth Anne Countess of Stafford, that whereas you, most sovereign lord, now lately did sue in your Chancery of England against the said petitioner, by your writ of *scire facias*, to reform the partition made in the Chancery of Lord Richard late King of England, between the very noble lady, Lady Mary your mother, whom God pardon, one of the daughters and co-heirs of Humphrey de Bohun late Earl of Hereford, and Eleanor mother of the said petitioner, the other of the daughters and co-heirs of the said late Earl, of the castle and manor of Pleshey, of the manor of High Easter, of the manor of Waltham, of the manor of Wickes, of the view of frank-pledge of Chishall, of the manor of Shenfield, of the court of the honor of High Easter, of the fee of the county of Essex, of the manor of Farnham, in the county of Essex,—of the court of Hertford, of the view of frank-pledge of Hoddesdon, in the county of Hertford,—of the manor of Wheatenhurst, in the county of Gloucester,—of the castle of Huntington with its members, of the castle of Caldicot and Newton with their members, in the Marches of Wales,—of the manor of Long Bennington, in the county of Lincoln,—of the manor of Kneesal, of the two parts of the manor of Arnold, in the county of Nottingham,—of the manor of Haseley, of the manor of Kirtlington, of the manor of Deddington, of the manor of Pirton, in the county of Oxford,—of the two parts of the manor of Wood Speen, in the county of Berks,—of the manor of Fulmo-

Her petition to the King.

Digitized by Google

tabrige,—ove lour appurtenances, a la purpartie de dite Alianore assignez. Et del chastell de Brekenoc ove ses membres, del chastell de Hay ove ses membres, en Gales,—del manoir de Henton en le countee de Berks,—del manoir de Uphaven, del veue de franc-plegge de Netherhaven, de la court de l'honure de Monkenfarle, en le countee de Wiltesire,—de la court de l'honure de Hereforde tenuz a Gloucestre, del manoir de Haresfeld, del manoir de Newenham, en le countee de Gloucestre,—del fee del countee de Hereford, de synk hundredes en le countee de Hereford, c'est assavoir Bodenham, graunde Cowern, Kyngeston, Burghull, et Stratford, en le countee de Hereford,—del moite de certeins tenements ove les appurtenances en West Grenewich el countee de Kent,—del fee del countee de Northampton, en le countee de Northampton,—des deux partes del manoir de Halyngbury en le countee d'Essex,—des deux partes del manoir de Ascote en le countee d'Oxenford,—d'un toft cent sessant et sept acres de terre arable et deux acres de pree ove les appurtenances en Westcote el counte de Bucks,—ove lour appurtenances, assignez a la purpartie de vostre dite tres noble miere, sicome il est de recorde en mesme la Chauncerie de dit nadgairs Roi; et proces sur le dit brief continue tanque juggement fuist rendue sur ycell: —c'est assavoir, que les ditz chastelles, ove les membres, manoirs, courtes, fee de countee, veuwes de franc-plegges, deux partes des manoirs ove les appurtenances, a la dite purpartie de dite Alianore assignez, serroient resumez et reseisiez en voz mains. Et come vous, tres soverain seigniour, en vostre Parlement tenuz a Westmonastre, l'an de vostre regne secunde, recitant, coment diverses honours, chastelles, hundredes, commotes, manoirs, terres, tenements, reversions, annuitees, fees, avoue-

Digitized by Google

deston, in the county of Norfolk,—of the view of frank-pledge of Sawston, in the county of Cambridge,—with their appurtenances, assigned to the purparty of the said Eleanor. And of the castle of Brecknock with its members, of the castle of Hay with its members, in Wales, —of the manor of Henton, in the county of Berks,—of the manor of Uphaven, of the view of frank-pledge of Netherhaven, of the court of the honor of Monkton Farley, in the county of Wilts,—of the court of the honor of Hereford holden at Gloucester, of the manor of Haresfield, of the manor of Newnham, in the county of Gloucester,—of the fee of the county of Hereford, of five hundreds in the county of Hereford, to wit, Bodenham, Great Cowarne, Kingston, Burghill, and Stretford, in the county of Hereford,—of the moiety of certain tenements with the appurtenances in West Greenwich, in the county of Kent,—of the fee of the county of Northampton, in the county of Northampton,—of the two parts of the manor of Hallingbury, in the county of Essex,—of the two parts of the manor of Ascott, in the county of Oxford,—of one toft, one hundred and sixty-seven acres of arable land, and two acres of meadow, with the appurtenances, in Westcott, in the county of Bucks,—with their appurtenances, assigned to the purparty of your said very noble mother, as it is of record in the same Chancery of the said late King; and process upon the said writ continued until judgment was given upon the same:—to wit, that the said castles, with the members, manors, courts, fee of county, views of frank-pledges, two parts of the manors with the appurtenances, assigned to the said purparty of the said Eleanor, should be resumed and reseised into your hands. And whereas you, most sovereign Lord, in your Parliament holden at Westminster

Digitized by Google

sons, et diverses autres possessions et seigniouries deins vostre roialme d'Engleterre, et parties de Gales, et aillours deins vostre seigniourie et power, queux furent de l'heritage de tres bone memorie l'avantdite Marie, une des files et heirs le dit Humfrey de Bohun nadgairs Count de Hereford Essex et Norhampton et Conestable d'Engleterre, vostre tres chiere miere adonqes mort, qi heir vous fuistez, puis la mort Sire Henry nadgairs Roi d'Engleterre, que Dieu assoile, vostre tres noble piere, qi les tenoit a terme de sa vie, par la leie d'Engleterre, a vous, tres soverain seigniour, et a voz heirs, par droit hereditarie descenderent et deviendrent, de vostre certein science, et de l'auctorite de mesme le Parlement, mesmes les honours, chastelles, hundredes, commotes, manoirs, terres, tenements, reversions, annuitees, fees, avouesons, possessions, et seigniouries, de mesme vostre heritage des countees de Hereford Essex et Norhampton, ove toutz lour droitures, libertees, franchises, et franc custumes queuxconqes de vostre Corone d'Engleterre par tenure de mesme le Parlement severastes, et ycelles a vostre duchee de Lancastre ajoinastes, annexastes, unistes, et encorporastes, a vous et a voz heirs, a mesme le duchee ensy adjointz, annexez, uniz, et encorporez, perpetuelment a demurrerz: et auxi come Johanne de Bohun nadgairs Countesse de Hereford vostre honurable aiele a Dieu commandee, a temps de sa murriant avoit et tenoit certeins chastelles, manoirs, terres, tenements, fees, avouesons, libertees, franchises, et autres possessions en Engleterre et Gales, c'est assavoir ascuns en dower del dowement de dit nadgairs Counte de Hereford, et ascunes a terme de vie de dite nadgairs Countesse par force de jointz estats ent faitz a mesmes les nadgairs Counte et Countesse, et ascunes par force de l'estate fait soulment

Digitized by Google

in the second year of your reign, reciting how that divers honors, castles, hundreds, commotes, manors, lands, tenements, reversions, annuities, fees, advowsons, and divers other possessions and lordships within your realm of England and the parts of Wales, and elsewhere within your dominion and power, which were of the inheritance of the aforesaid Mary, of very good memory, one of the daughters and co-heirs of the said Humphrey de Bohun late Earl of Hereford, Essex, and Northampton, and Constable of England, your very dear mother, then deceased, whose heir you were, after the death of Lord Henry late King of England, whom God pardon, your very noble father, who held them for the term of his life by the law of England, descended and came to you, most sovereign Lord, and to your heirs, by hereditary right, did, of your certain knowledge, and by the authority of the same Parliament, sever the same honors, castles, hundreds, commotes, manors, lands, tenements, reversions, annuities, fees, advowsons, possessions, and lordships, of the same your heritage of the earldoms of Hereford, Essex, and Northampton, with all their rights, liberties, franchises, and free customs whatsoever, from your crown of England by tenor of the same Parliament, and did adjoin, annex, unite, and incorporate the same to your duchy of Lancaster, to remain, so adjoined, annexed, united, and incorporated to the same duchy, to you and to your heirs for ever: and whereas also Joan de Bohun, late Countess of Hereford, your honorable grandmother departed to God, had and held at the time of her death certain castles, manors, lands, tenements, fees, advowsons, liberties, franchises, and other possessions in England and Wales, to wit, some in dower by the endowment of the said late Earl of Hereford, and some for the term of life

Digitized by Google

a dite nadgairs Countesse a terme de sa vie, apres la mort de dit nadgairs Counte, par certeins persones en ycelles par luy enfeoffez; come auxi le dit nadgairs Counte enfeffa certeins persones en diverses manoirs, terres, et tenements, pur les vendre et paier ses dettes, et les dettes de William de Bohun nadgairs Counte de Norhampton, les queux feoffes, apres les ditz dettes pleinement paiez, de parcell de mesmes les manoirs adonqes remaignauntz en lour mains enfeofferent autres persones a l'oeps et profit de dite nadgairs Countesse; —des queux chastelles, manoirs, terres, tenements, fees, avouesons, libertees, fraunchises, et possessions ascunes apres la mort de vostre dite aiele sont descenduz a vous, tres soverain seigniour, et a dite suppliante, c'est assavoir a vous come a fitz la dite Marie, et a dite suppliant come a file la dite Alianore, et cosyns et heirs de dit nadgairs Counte, par force de certeins dounes en la taille ent faitz a les auncestres des ditz Marie et Alianore, et ascunes sont descenduz a vous, tres soverain seigniour, et a la dite suppliante, en fee simple, come as cosyns et heirs de dit nadgairs Counte de sank en la fourme suisdite, et ascunes sont escheiez a vous, tres soverain seigniour, et a dite suppliante, par force des certeins grantes et reservations, de reversions et de remeindres ent faitz as droitz heirs de dit nadgairs Counte, et ascunes sont descenduz a dite suppliante soule, come a file et heir de dite Alianore, par force d'estate ent fait a dite nadgairs Countesse, pur terme de sa vie, la remeindre outre as ditz Marie et Alianore et a lour heirs a toutz jours, a cause que la dite Alianore survesquit vostre dite tres noble miere (de quell accrestre de droit par le sourvyvir il n'est pas l'entent de dite suppliante de prendre avantage en leie). Et come apres une

Digitized by Google

of the said late Countess by force of joint estates made thereof to the same late Earl and Countess, and some by force of the estate made solely to the said late Countess for the term of her life, after the death of the said late Earl, by certain persons enfeoffed by him in the same: whereas also the said late Earl enfeoffed certain persons in divers manors, lands, and tenements, to sell them and to pay his debts, and the debts of William de Bohun, late Earl of Northampton, which feoffees, after the said debts fully paid, enfeoffed with the parcel of the same manors then remaining in their hands other persons to the behoof and profit of the said late Countess;—of which castles, manors, lands, tenements, fees, advowsons, liberties, franchises, and possessions, some, after the death of your said grandmother, have descended to you, most sovereign Lord, and to the said petitioner, to wit, to you as son of the said Mary, and to the said petitioner as daughter of the said Eleanor, and cousins and heirs of the said Earl, by force of certain gifts in tail thereof made to the ancestors of the said Mary and Eleanor, and some have descended to you, most sovereign Lord, and to the said petitioner, in fee simple, as to the cousins and heirs of the said late Earl of the blood in the form abovesaid, and some have fallen to you, most sovereign Lord, and to the said petitioner, by force of certain grants and reservations, of reversions and remainders made thereof to the right heirs of the said late Earl, and some have descended to the said petitioner alone, as daughter and heir of the said Eleanor, by force of the estate thereof made to the said late Countess for term of her life, remainder over to the said Mary and Eleanor, and to their heirs for ever, by reason that the said Eleanor survived your said very noble mother (of which accrual of right by survivor-

Digitized by Google

purpartie ore soit fait de novell, de vostre tres gracious assent, et agrement de dite suppliante, parentre vous, tres soverain seigniour, et la dite suppliante, si bien de toutz les ditz chastelles, ove les membres, manoirs, veuwes de franc-plegges, courtes, fees des countees, hundredes, toft, terre, pree, moitee des tenements, deux partes des manoirs especifiez en l'ambedeux parties de dite auncien purpartie, come de toutz les ditz chastelles, manoirs, terres, tenements, fees, avouesons, libertees, franchises, et autres possessions en Engleterre et Gales, queux vostre dite aiele avoit et tenoit a temps de sa mouriant, et des ditz manoirs, terres, tenements, es queux certeins persones furent enfeffez a l'oeps de vostre dite aiele pur terme de sa vie, et a l'oeps des droitz heirs de dit nadgairs Counte de Hereford apres la mort vostre dite aiele, forspris des fees et avouesons queux sont en groos a par luy et nient appurtenantz ou appendantz a ascunes des possessions ou choses suisdites, sicome en une bill ent faite et a yceste petition annexee est contenuz pluis au plein. Plese a vostre Hautesse de considerer les premisses, et sur ceo ordeiner et establier par auctorite de ceste present Parlement, que si bien toutz les enheritements come titles et droitures de toutz les chastelles, honures, seigniouries, commotes, hundredes, viewes de franc-plegges, courtes, manoirs, terres, tenements, rentes, services, custumes, fees des countees, fees des chivalers, avouesons, annuitees, franchises, libertees, reversions, et autres possessions et choses queuxconqes avantditz, ove lour appurtenances, a vous, tres soverain seigniour, et a dite suppliante, en ascun manere descenduz, ou par ascun title escheiez ou devenuz, et de toutz autres en temps a venir a descendrerz, escheierz, ou aveinerz, parmy le dit nadgairs Counte de Hereford, ou parmy les ditz

Digitized by Google

ship it is not the intention of the said petitioner to take advantage in law). And whereas, afterwards, a partition is now made anew, by your very gracious assent and the agreement of the said petitioner, between you, most sovereign Lord, and the said petitioner, as well of all the said castles, with the members, manors, views of frank-pledge, courts, fees of counties, hundreds, toft, land, meadow, moiety of tenements, two parts of manors specified in both parts of the said ancient partition, as of all the said castles, manors, lands, tenements, fees, advowsons, liberties, franchises, and other possessions in England and Wales, which your said grandmother had and held at the time of her death, and of the said manors, lands, tenements, in which certain persons were enfeoffed to the behoof of your said grandmother for the term of her life, and to the behoof of the right heirs of the said late Earl of Hereford after the death of your said grandmother, except the fees and advowsons which are in gross by themselves, and not appurtenant or appendent on any of the possessions or things abovesaid, as is more fully contained in a bill thereof made and annexed to this petition. May it please your Highness to consider the premises, and thereupon to ordain and establish by the authority of this present Parliament, that as well all the inheritances, as the titles and rights of all the castles, honors, lordships, commotes, hundreds, views of frank-pledge, courts, manors, lands, tenements, rents, services, customs, fees of counties, knights' fees, advowsons, annuities, franchises, liberties, reversions, and other possessions, and things whatsoever aforesaid, with their appurtenances, in any manner to you, most sovereign Lord, and to the said petitioner descended, or by any title escheated or come, and of all others in

Prayer—that in pursuance of the partition newly made of the heritage of the earldom of Hereford between the King and the Countess of Stafford, all that estate may again be of like nature at common law as when the Earl died, notwithstanding the annexation of the King's inheritance to the duchy of Lancaster by statute 2 Hen. 5.

Digitized by Google

Marie et Alianore, soient et estoisent desore en avant, en mesme la nature et effect a la commune leie sicome ils feurent al temps del moriant du dit nadgairs Count, et al temps del moriant des dites Marie et Alianore. Et auxi que la dite partition ore faite de novell soit et estoise effectuele en leie en temps a venir, parentre vous et voz heirs, et la dite suppliante et ses heirs, a demurer selonc l'auncien cours et nature de mesmes les enheritementz, titles, et droitures; les dites annexion, union, incorporation, en vostre dit Parlement tenuz le dit an secunde, ou ascun autre ordinance ou act fait en mesme le Parlement ou aillours, ou la dite auncien purpartie, ou ascune autre chose, nient obstantz. Pur Dieu et en oevere de charite.

Memorandum quod ista petitio est consuta dorso hujus rotuli prout exhibita fuit domino Regi in Parliamento per Comitissam Staffordiæ infrascriptam.

La quele supplication lieu en mesme le Parlement et bien entendue, fuist respondue par le Roi, de l'assent des Seigniours Espirituelx et Temporelx, et auxi de les Communes d'Engleterre en ceo presente Parlement assemblez, en manere q'ensuit.—LE Roy voet, par auctorite de ceste presente Parlement, qe les acts et ordinances faitz en son Parlement tenuz a Westmonastre, le Lundy proschein apres les octaves de Seint Martyn, l'an de son regne seconde, de l'adjunction, annexion, union, et encorporation, et la reule et governance de les honours, chastelles, hundredes, commotes, manoirs, terres, tenements, reversions, annuitees, fees, avouesons, possessions, et seigniouries, de son heritage des countees de Hereford Essex et Norhampton, ove ses droitures, libertees, franchises, et franks custumes queuxconqes, queux feurent de l'heritage de Dame Marie, une des filles et heirs Humfrey de Bohun jadis Counte de Hereford Essex et Norhampton et Constable d'Engleterre, miere a nostre seigniour le Roy q'or est, qi heir il est, queux apres la mort le Roi Henry piere nostre seigniour le Roi q'or est, qi yceux tenoit

Digitized by Google

after time to descend, escheat, or come, through the said late Earl of Hereford, or through the said Mary and Eleanor, may be and be deemed from henceforth of the same nature and effect at common law, as they were at the time of the death of the said late Earl, and at the time of the death of the said Mary and Eleanor. And also that the said partition now made anew may be and be deemed effectual in law in time to come, between you and your heirs, and the said petitioner and her heirs, to remain according to the ancient course and nature of the same inheritances, titles, and rights; the said annexation, union, incorporation, in your said Parliament holden in the said second year, or any other ordinance or act made in the same Parliament or elsewhere, or the said ancient partition, or any other thing, notwithstanding. For God and as a work of charity.

Be it remembered that this petition, as it was exhibited to the lord the King in the Parliament by the Countess of Stafford within-written, is stitched on the back of this roll.

Which petition having been read in the same Parliament and well understood, was, by the assent of the Lords Spiritual and Temporal, and also of the Commons of England assembled in this present Parliament, answered by the King in manner as follows.—THE King wills, by the authority of this present Parliament, that the acts and ordinances made in his Parliament holden at Westminster, on Monday next after the octaves of Saint Martin in the second year of his reign, for the adjoining, annexation, union, and incorporation, and the rule and governing of the honors, castles, hundreds, commotes, manors, lands, tenements, reversions, annuities, fees, advowsons, possessions, and lordships, of his heritage of the earldoms of Hereford, Essex, and Northampton, with their rights, liberties, franchises, and free customs whatsoever, which were of the inheritance of Lady Mary, one of the daughters and co-heirs of Humphrey de Bohun, late Earl of Hereford, Essex, and North-

The King's answer—that the said Act be repealed so far as regards the annexation to the duchy of Lancaster of the King's heritage of the Bohun estates.

Digitized by Google

pur terme de sa vie par la leie d'Engleterre, a nostre seigniour le Roi et a ses heirs par droit enheritance descenderent et escheierent, deins le roialme d'Engleterre, et es parties de Gales, et aillours deins ses seigniouries et power, et de toutz autres honours, chastelles, hundredes, commotes, manoirs, terres, tenements, reversions, annuitees, fees, avouesons, et d'autres possessions, et seigniouries queuxconqes, ou q'ils soient deins les seigniouries et power suisditz, a dite heritage appurtenantz, a nostre seigniour le Roi, et a ses heirs, a son duchee de Lancastre adjointz, annexez, uniez, et encorporez, a toutz jours a remaindrerz, soient par auctorite de ceste present Parlement adnullez et defaitz, qant a mesmes les honours, chastelx, hundredes, commotes, manoirs, terres, tenements, reversions, annuitees, fees, avouesons, possessions, et seigniouries, et ycelles de mesme le duchee disannexez et severez. Et que si bien tout ceo que nostre dit seigniour le Roi ad esluz pur sa parte en yceste Parlement, forspris le dit manoir de Arnale, come ceo que a luy serra par la dite Countesse de Stafford assignee en recompense pur mesme le manoir de Arnale, soit et serra severee de la corone d'Engleterre, et a l'avauntdit duchee de Lancastre adjoinct, annexee, uniee, et incorporee, a nostre seigniour le Roi, et a ses heirs, a mesme le duchee issint adjoinct, annectee, uniee et incorporee, a toutz jours a remaindrer et demurer, auxi entierment, frank, cleer, et deschargee sicome les chastelx, manoirs, terres, tenements, courtes, fees, avouesons, vieues, reversions, et autres choses et possessions contenuz en mesme la purpartie nostre dit seigniour le Roi, ovesque ceo que pur le dit manoir de Arnale serra issint assignee, feurent al temps del moriant de dit Humfrey de Bohun, et en mesmes les manere, fourme, reule,

Digitized by Google

ampton, and Constable of England, mother of our lord the King who now is, whose heir he is, which after the death of King Henry father of our lord the King who now is, who held them for the term of his life by the law of England, descended and fell to our lord the King and to his heirs by right inheritance, in the realm of England, and in the parts of Wales, and elsewhere within his dominion and power, and of all other honors, castles, hundreds, commotes, manors, lands, tenements, reversions, annuities, fees, advowsons, and other possessions and lordships whatsoever, or wheresoever they may be, within the dominion and power abovesaid, to the said heritage appurtenant, to remain for ever to our lord the King and his heirs, adjoined, annexed, united, and incorporated with his duchy of Lancaster, be by the authority of this present Parliament annulled and repealed as to the same honors, castles, hundreds, commotes, manors, lands, tenements, reversions, annuities, fees, advowsons, possessions, and lordships, and that they be disannexed and severed from the said duchy. And that as well all that our said lord the King has chosen for his share in this Parliament, except the said manor of Arnold, as that which shall be assigned to him by the said Countess of Stafford in compensation for the said manor of Arnold, be and shall be severed from the crown of England, and adjoined, annexed, united, and incorporated with the aforesaid duchy of Lancaster, to remain and endure, thus adjoined, annexed, united, and incorporated with the same duchy, to our lord the King and to his heirs for ever, as entirely free, clear, and discharged as the castles, manors, lands, tenements, courts, fees, advowsons, views, reversions, and other things and possessions contained in the same purparty of our said lord the King, with that which shall be so assigned for

and that the purparty so newly assigned to the King be severed from the Crown, and annexed to the duchy in such manner as the former annexation had been made by the Act of 2 Hen. 5;

Digitized by Google

governance, et ove tielx officers, fraunchises, libertees, droitures, et franks custumes, en toutz choses et par toutz choses, sicome les ditz honours, chastelx, hundredes, commotes, manoirs, terres, tenements, reversions, annuitees, fees, avouesons, et autres possessions et seigniouries suisditz, queux le dit nadgairs Roi Henry tenoit a terme de sa vie, et apres sa mort descenderent a nostre dit seigniour le Roi, come dit est, par force du dit act fait en le dit Parlement tenuz a Westmonastre le dit an second, feurent et estre devoient; ascunes alienations, feffementz, dimises, recovereres, discontinuances, grantes ou charges en cell partie, apres la mort de dit Humfrey faitz, non obstantz. Et que la purpartie nostre dit seigniour le Roi de les fees et avouesons en groos de l'heritage du dit nadgairs Count que ne sont unqore departiez, apres la purpartie ent affaire fait, soit come avaunt est dit, de la dite corone d'Engleterre severee, et al dit duchee de Lancastre adjoinct, annexee, uniee, et incorporee, a nostre seigniour le Roi, et a ses heirs, a mesme le duchee issint adjoinct, annexee, uniee, et incorporee, a toutz jours a remaindrer et demurer, en mesmes les manere, fourme, reule, et governance en toutz choses et par toutz choses, et ove tielx officers, franchises, libertees, droitures, et franks custumes, sicome dit est de tout ceo que nostre dit seigniour le Roi ad issint esluz en ceste present Parlement pur sa parte, horspris le dit manoir de Arnale, et auxi de ceo que a luy par la dite Countesse de Stafford serra assignee en recompense pur mesme le manoir de Arnale; ascunes alienations, feffements, dimises, discontinuances, grauntes ou charges en cell partie, apres la mort du dit Humfrey de Bohun faitz, nient obstantz. Purveu toutz foitz que ceux qi serront ou devoient estre de droit enheritablez par force d'ascun taill, par quell le dit Humfrey fuist enheritee ou enheritable, des ditz chastelx, manoirs, terres, tene-

Digitized by Google

the said manor of Arnold, were at the time of the death of the said Humphrey de Bohun, and in the same manner, form, rule, governance, and with such officers, franchises, liberties, rights, and free customs, in all things, and through all things, as the said honors, castles, hundreds, commotes, manors, lands, tenements, reversions, annuities, fees, advowsons, and other possessions and lordships above-said, which the said late King Henry held for the term of his life, and after his death descended to our said lord the King, as has been said, were and ought to be by force of the said act made in the said Parliament holden at Westminster in the said second year; any alienations, feoffments, demises, recoveries, discontinuances, grants, or charges in that part made since the death of the said Humphrey, notwithstanding. And that the purparty of our said lord the King of the fees and advowsons in gross of the heritage of the said late Earl which have not yet been divided, after partition thereof to be made shall have been made, be, as is aforesaid, severed from the said crown of England, and adjoined, annexed, united, and incorporated with the said duchy of Lancaster, to remain and endure, thus adjoined, annexed, united, and incorporated with the same duchy, to our lord the King and to his heirs for ever, in the same manner, form, rule, and governance in all things and through all things, and with such officers, franchises, liberties, rights, and free customs, as has been said, of all that which our said lord the King has so chosen for his share in this present Parliament, except the said manor of Arnold, and also of that which shall be assigned to him by the said Countess of Stafford in compensation for the same manor of Arnold; any alienations, feoffments, demises, discontinuances, grants, or charges in that part made since the death of the said Humphrey de Bohun, notwith-

and so with regard to the fees and advowsons in gross not yet divided.

Digitized by Google

ments, courts, fees, viewes, avouesons, reversions, et autres possessions contenuz en la purpartie quell nostre seigniour le Roi ad esluz pur sa parte en ceste Parlement, ou en ascun parcell d'icelles, forspris de le dit manoir de Arnale, ou de ceo que par la dite Countesse de Stafford serra assignee au Roi en recompense pur mesme le manoir de Arnale, ou de ceo q'en la purpartie des ditz fees et avouesons en groos a faire de part nostre seigniour le Roi a eslire, ne soient forclosez a demander, recoverer, et avoir mesmes les chastelx, manoirs, terres, tenements, courtes, fees, veuwes, avouesons, reversions, et autres possessions suisditz, apres les ditz tailles en nostre dit seigniour le Roi et ses heirs de son corps engendrez, et en les heirs de corps du dite Marie engendrez, terminez et exteintz, que Dieu defende, par ceste adjunction, annection, union, et incorporation; et que si bien tout ceo que le Roi issint eslist pur sa parte en cest present Parlement, horspris le dit manoir de Arnale, ovesque ceo q'il avera par assignement de la dite Countesse de Stafford en recompense pur mesme le manoir de Arnale, come la dite purpartie quell le Roi linquist a mesme la Countesse de Stafford en ceo mesme Parlement, pur sa parte, et auxi la purpartie affaire de les ditz fees et avouesons en groos parentre nostre seigniour le Roi, et mesme la Countesse de Stafford, qant ele soit fait, estoisent en lour force et vertue, parentre eux et lour heirs a toutz jours, en manere et forme come dessuis est declaree; savant toutdis l'enheritance, si bien de parte nostre seigniour le Roi et de ses heirs, come de parte du dite Countesse de Stafford et de ses heirs, en manere come avant est dit et purveu. Et auxi que la purpartie quell la dite Countesse ad pur sa parte, come appiert de recorde en ceste present Parlement, soit auxi entierment franke, cleer, et deschargee sicome les chas-

Digitized by Google

standing. Provided always that those who shall be or ought to be of right inheritable, by force of any tail through which the said Humphrey had inherited or was inheritable of the said castles, manors, lands, tenements, courts, fees, views, advowsons, reversions, and other possessions contained in the purparty which our lord the King has chosen for his share in this Parliament, or in any parcel of them, except of the said manor of Arnold, or of that which shall be assigned to the King by the said Countess of Stafford in compensation for the said manor of Arnold, or of that to be chosen on the part of our said lord the King in the partition to be made of the said fees and advowsons in gross, be not foreclosed by this adjoining, annexation, union, and incorporation, from demanding, recovering, and having the same castles, manors, lands, tenements, courts, fees, views, advowsons, reversions, and other possessions abovesaid, after the said tails in our said lord the King, and his heirs of his body begotten, and in the heirs begotten of the body of the said Mary, have become determined and extinct, which God forbid. And that as well all that which the King so chose for his share in this present Parliament, except the said manor of Arnold, with that which he will have by assignment of the said Countess of Stafford in compensation for the same manor of Arnold, as the said purparty which the King left to the same Countess of Stafford for her share in this same Parliament, and also the partition to be made of the said fees and advowsons in gross between our lord the King and the same Countess of Stafford, when it shall have been made, shall endure in their force and virtue, between them and their heirs for ever, in manner and form as is above declared; saving always the inheritance, as well on the part of our lord the King and his heirs, as on the part of the said Countess of Staf-

Saving the rights of claimants under any entails in the event of extinction of the heirs of the body of Mary de Bohun.

The partition now made between the King and the Countess, and such as may hereafter be made, shall stand in force.

Digitized by Google

telx, manoirs, courtes, fees, avouesons, hundredes, et autres choses et possessions contenuz en sa dite purpartie, feurent au temps du moriant de dit Humfrey de Bohun; ascunes alienations, feffements, dimises, recovereres, discontinuances, grantes ou charges en cell partie, apres la mort de dit Humfrey de Bohun faitz, nient obstantz. Et outre ceo nostre dit seigniour le Roi voet par l'auctorite suisdite, que le Chanceller d'Engleterre et les Seigniours du Counseill mesme nostre seigniour le Roi pur le temps esteantz, appellez a eux tielx justices de Roi come lour semblera a faire, aient plein poair par auctorite du ceste Parlement, par entre cy et le fyn del seconde an ore proschein ensuant, de amender et refourmer les suisdites purparties, annection, et disannection, et toutz autres choses contenuz en ycelles bosoignables, selonc lour advis et discretions; savant tout ditz la substance, l'entent, et l'effect de mesmes les purpartie, annection, et disannection, et d'autres choses suisditz. Et le Roi disoit auxi en mesme ceo Parlement, que si la dite Countesse de Stafford vorroit entrer en les honours, chastelx, hundredes, commotes, manoirs, terres, tenements, et autres choses et possessions, en sa purpartie de novell faite especifiez, sanz suer ent sa livere en la Chauncellerie, et de cell entre avoir pardon du Roi, ou q'ele vorroit avoir licence du Roi d'entrer en icelles, que ceo serroit a sa election, et graunta outre q'ele averoit tiele licence ou pardon a sa voluntee desoutz le graund seale du Roi a faire en due fourme, par advis de son Conseil.

Digitized by Google

ford and her heirs, in manner as is before said and provided. And also that the purparty which the said Countess has for her share, as appears of record in this present Parliament, be as entirely free, clear, and discharged, as the castles, manors, courts, fees, advowsons, hundreds, and other things and possessions contained in her said purparty were at the time of the death of the said Humphrey de Bohun; any alienations, feoffments, demises, recoveries, discontinuances, grants or charges in that part made since the death of the said Humphrey de Bohun, notwithstanding.

The purparty assigned to the Countess shall be as free and discharged as at the death of Humphrey de Bohun.

And, moreover, our said lord the King wills, by the authority abovesaid, that the Chancellor of England and the Lords of the Council of our said lord the King for the time being, having called to them such justices of the King as shall seem to them requisite, may have full power by the authority of this Parliament, between this and the end of the second year now next ensuing, to amend and reform the abovesaid partition, annexation, and disannexing, and all other necessary things contained in the same, according to their advice and discretion; saving always the substance, intent, and effect of the same partition, annexation, and disannexing, and other things abovesaid.

The Chancellor and Lords of the Council may reform the partition within two years.

And the King also said in this same Parliament, that if the said Countess of Stafford should wish to enter upon the honors, castles, hundreds, commotes, manors, lands, tenements, and other things and possessions specified in her purparty anew made, without suing livery thereof in the Chancery, and to have the King's pardon for this entry, or that she should wish to have the King's licence for entering upon the same, that it should be at her choice; and granted besides that she should have such licence or pardon at her will, to be made in due form under the King's great seal, by advice of his Council.

The Countess to have the choice of pardon for entering upon her purparty without suing livery, or the King's licence to enter.

Digitized by Google

XXIV.

Rotulus Parliamenti tenti apud Westmonasterium die Lunæ proximo ante festum Sancti Martini, anno regni Regis Henrici Sexti post Conquestum primo.

PUR LA PARTITION AFFAIRE PARENTRE LE ROY ET DAME ANNE CONTESSE DE STAFFORD DES FEES ET ADVOESONS EN GROSSE DE L'ENHERITANCE DE LE COUNTEE DE HEREFORD ESSEX ET NORHAMPTON.

Rot. Parl. 1 Hen. 6. n. 34. In Turr. Lond.

ITEM fait assavoir q'une supplication fuist baillez en ceste Parlement par les Communes esteantz en le mesme, pur Dame Anne Countesse de Stafford file et heir a Alianore une des files et heirs Humfrey de Bohun nadgairs Count de Hereford Essex et Norhampton et Constable d'Engleterre, dont le tenure cy ensuit.—A nostre tres soverain seigniour le Roy et Seigniours Espirituelx et Temporelx de ceste present Parlement supplie Anne Countesse de Stafford, file et heir a Alianore une des files et heirs Humfrey de Bohun nadgairs Count de Hereford Essex et Norhampton et Constable d'Engleterre, qe come al Parlement tenuz a Westmonastre, le second jour de May, l'an du regne le Roi Henry nadgairs Roi d'Engleterre pier nostre seigniour le Roi q'ore est neofisme purpartie estoit faite par entre le dit nadgairs Roi fitz et heir a Marie l'autre des files et heirs de dit nadgairs Count, et la dite suppliante, de toutz chastelx manoirs ove lour appurtenances et membres, et auxi des hundredes terres tenements mareis fees des countees courts viewes forestes parks bois et reversions ove les appur-

Digitized by Google

XXIV.

Roll of the Parliament holden at Westminster on Monday next before the feast of Saint Martin, in the first year of the reign of King Henry the Sixth after the Conquest.

FOR THE PARTITION TO BE MADE BETWEEN THE KING AND LADY ANNE COUNTESS OF STAFFORD OF THE FEES AND ADVOWSONS IN GROSS OF THE HERITAGE OF THE EARLDOM OF HEREFORD, ESSEX, AND NORTHAMPTON.

ITEM, be it known that a petition was delivered in this Parliament by the Commons present in the same, for Lady Anne Countess of Stafford, daughter and heir of Eleanor one of the daughters and co-heirs of Humphrey de Bohun, late Earl of Hereford, Essex, and Northampton, and Constable of England, the tenor of which here follows.—ANNE Countess of Stafford, daughter and heir of Eleanor, one of the daughters and co-heirs of Humphrey de Bohun, late Earl of Hereford, Essex, and Northampton, and Constable of England, beseecheth our most sovereign lord the King, and the Lords Spiritual and Temporal of this present Parliament, that whereas in the Parliament holden at Westminster on the second day of May in the ninth year of the reign of King Henry, late King of England, father of our lord the King who now is, partition was made between the said late King, son and heir of Mary one other of the daughters and co-heirs of the said late Earl, and the said petitioner, of all castles, manors, with their appurtenances and members, and also of the hundreds, lands, tenements, marshes, fees of counties, courts, views, forests, parks,

9th Nov. 1 Hen. 6. A.D. 1422.

Petition of Anne Countess of Stafford that partition be made of the fees and advowsons in gross of the heritage of the earldom of Hereford, and that it may be determined whether Penkelly, Broyn-llys, Llangoit, and Cantreffcelly be lordships in gross, or members of Brecon castle.

Digitized by Google

tenaunces en Engleterre et en Gales, ensemblement ove fees des chivalers et avoesons des esglises abbeiees prioriees vicariees hospitalx chapelx et autres benefices de Seint Esglise, et de toutz autres choses queuxconqes as ditz chastelx manoirs terres tenements et autres possessions, ou a ascun de eux, en ascun manere appurtenantz appendantz ou regardantz; des queux le dit nadgairs Count, aiel du dit nadgairs Roi et du dite suppliante, fuist seisi si bien en demesne come en reversion a temps de sa moriant (forspris les fees des chivalers et avoesons des esglises abbeiees prioriees vicariees hospitalx chapelx et autres benefices de Seinte Esglise de dite heritage adonqes esteantz en groos), sicome en deux rolles de mesme la purpartie enactiez de record en le dit Parlement est contenuz pluis au plein: et les queux fees et avoesons ensi esteantz en groos, apres la dite purpartie, demurrerent en les mains du dit nadgairs Roi tout sa vie et unqore demurront en les mains nostre seigniour le Roi q'or est, a cause que null purpartie ent fuist faite en la vie de mesme le nadgairs Roi; et auxi toutz les chartres muniments et evidences touchantz ambedeux parties del purpartie avauntdite sont en la garde de Johan Leventhorp, q'est del Counseil del Duchee de Lancastre, quell Johan rien voet deliverer des ditz evidences a dite suppliante sanz commandement del tres honurable Counseil nostre seigniour le Roi. Et auxi, combien sur mesme la purpartie, les chastell et manoir de Brekenok, ove les membres, entre autres furent assignez al purpartie du dite suppliante, sicome appiert par les ditz rolles du dite purpartie, (des queux chastell et manoir les seigniouries de Penkethlyn, Brenles, Langoit, et Canturcelly en Gales, furent membres a temps du dite purpartie, et tout ditz a devaunt), nientmeins mesmes les seigniouries de Penkethlyn, Brenles, Langoit, et Canturcelly, continuel-

Digitized by Google

woods, and reversions, with the appurtenances, in England and Wales, together with knights' fees and advowsons of churches, abbeys, priories, vicarages, hospitals, chapels, and other benefices of Holy Church, and of all other things whatsoever in any manner appurtenant to, appendent on, or respecting the said castles, manors, lands, tenements, and other possessions, or any of them; of which the said late Earl, grandfather of the said late King and of the said petitioner, was seised as well in demesne as in reversion at the time of his death (except the knights' fees and advowsons of the churches, abbeys, priories, vicarages, hospitals, chapels, and other benefices of Holy Church of the said heritage then being in gross), as is more fully contained in two rolls of the same partition enacted of record in the same Parliament: and which fees and advowsons, so being in gross, remained, after the said partition, in the hands of the said late King all his life, and yet remain in the hands of our lord the King who now is, by reason that no partition was thereof made in the life of the same late King; and also all the charters, muniments, and evidences touching both parts of the partition aforesaid are in the custody of John Leventhorp, who is of the Council of the Duchy of Lancaster, which John will deliver no part of the said evidences to the said petitioner without command of the very honorable Council of our lord the King. And whereas, also, upon the same partition, the castle and manor of Brecknock, with the members, were, among others, assigned to the purparty of the said petitioner, as appears by the said rolls of the said partition, (of which castle and manor the lordships of Penkelly, Broyn-llys, Llangoit, and Cantreffcelly in Wales were members at the time of the said partition, and always before,) nevertheless the same lordships

Digitized by Google

ment puis la dite purpartie ont demurrez seisez en les mains le dit nadgairs Roi et en les mains nostre seigniour le Roi q'or est, pur ceo q'est pretenduz par le Counseil del dit Duchee de Lancastre mesmes les seigniouries de Penkethlyn, Brenles, Langoit, et Canturcelly, a temps de dite purpartie estre seigniouries en groos et nient membres des ditz chastell et manoir de Brekenock ; et a cause que null especial mencion fuist faite d'icell en la dite purpartie, a tres grande perde et damage du dite suppliante. Please a l'Hautesse de nostre dit tres soverain seigniour le Roi et a les tres sages discretions des ditz seigniours de ceste present Parlement d'ordeigner, par auctorite de mesme le Parlement covenable voie pur la partition a faire parentre nostre seigniour le Roi et la dite suppliante des ditz fees et avoesons esteantz en groos; et pur la severance des ditz chartres evidences et muniments queux touchent severalment les dites purparties, et auxi pur la manere de la saulf garde des chartres evidences et muniments touchantz en comune de mesmes les purparties; et auxi pur la discution et determination de les claym et pretence suisditz, c'est assavoir, le quell des ditz seigniouries de Penkethlyn, Brenles, Langoit, et Canturcelly, a temps de dite purpartie, furent seigniouries en groos, ou autrement membres et parcelles des ditz chastell et manoir de Brekenok. Et en outre par mesme l'auctorite d'ordeigner q'en cas que determine soit que les ditz seigniouries de Penkethlyn, Brenles, Langoit et Canturcelly, ou ascun parcell d'icell, furent ou fuist, au temps du dite purpartie, membres ou membre des ditz chastell et manoir de Brekenok, q'adonqes la dite suppliante puisse entrer, enjoier, et reteigner a luy et a ses heirs, a sa dite purpartie, mesmes les seigniouries ou parcell d'icelles queux serront ou serra ensi determinez ou de-

Digitized by Google

of Penkelly, Broyn-llys, Llangoit, and Cantreffcelly have remained ever since the said partition seised in the hands of the said late King, and in the hands of our lord the King who now is, because it is pretended by the Council of the said Duchy of Lancaster that the same lordships of Penkelly, Broyn-llys, Llangoit, and Cantreffcelly were at the time of the said partition lordships in gross, and not members of the said castle and manor of Brecknock; and by reason that no especial mention was made of the same in the said purparty, to the great loss and damage of the said petitioner. May it please our most sovereign lord the King's Highness, and the said very wise and discreet Lords of this present Parliament, to ordain, by authority of the same Parliament, a convenient way for making partition between our lord the King and the said petitioner of the said fees and advowsons being in gross; and for the severance of the said charters, evidences, and muniments which touch the said purparties severally, and also for the manner of safe custody of the charters, evidences, and muniments touching the same purparties in common; and also for the discussion and determination of the claim and pretence aforesaid, to wit, which of the said lordships of Penkelly, Broyn-llys, Llangoit, and Cantreffcelly were, at the time of the said partition, lordships in gross, or else members and parcels of the said castle and manor of Brecknock. And, moreover, to ordain, by the same authority, that in case it be determined that the said lordships of Penkelly, Broyn-llys, Llangoit, and Cantreffcelly, or any parcel of the same, were or was, at the time of the said partition, members or member of the said castle and manor of Brecknock, that then the said petitioner may enter, enjoy, and retain to her and her heirs, for her said purparty, the same lordships or parcel thereof which shall be so determined members or

Digitized by Google

termine membres ou parcell des ditz chastell et manoir de Brekenok, selonc l'effect et forme del dite primer purpartie; et auxi q'ele eit toutz les issues et profitz ent prisez puis le temps del dite primer purpartie, et tielx et tantz briefs desoutz le graunde seal, ou privee seal nostre seigniour le Roi, pur lever mesmes les issues, come semblera a dite suppliante et son counseill meultz bosoignables en ceste partie. Et en cas que determine soit que mesmes les seigniouries ou ascun parcell d'icell, a temps de dite primer purpartie, furent en groos, et nient membres des ditz chastell et manoir de Brekenok, adonqes d'ordeigner voie pur la partition ent a faire par entre nostre dit seigniour le Roi et la dite suppliante, et q'ele eit toutz les issues et profits provenauntz puis le temps du dite primer purpartie de tout ceo q'ent serra assigne a la purpartie de dite suppliante, et auxi tielx et atantz des briefs desoutz le graunde seal, ou privee seal nostre seigniour le Roi, pur lever mesmes les issues et profitz, come semblera a dite suppliante et a son counseill meultz bosoignables, et ceo pur Dieu et en oevere de charite. Considerant que les feoffes du dit Humfrey de Bohun lesserent a Johanne de Bohun, jadis Countesse de Hereford, que Dieux assoille, manoirs terres et tenements a la value de cent livers par an, a tenir a dite Countesse pur sa vie, issint que apres la mort de dite Countesse mesmes les manoirs terres et tenements remaindroient as ditz Marie et Alianore, files et heirs du dit Count, pur toutz jours: quell Marie morust vivant la dite Alianore, par quoi la reversion des mesmes les manoirs terres et tenements accrust a dite Alianore par la surviver; la quele Alianore morust, par quoi la reversion des ditz manoirs terres et tenements descendist a dite suppliante, come a file et heir la dite Alianore:

Digitized by Google

parcel of the said castle and manor of Brecknock, according to the effect and form of the said first partition; and also that she may have all the issues and profits thence taken since the time of the said first partition, and such and so many writs under the great seal or privy seal of our lord the King, to levy the same issues, as shall seem to the said petitioner and her counsel most necessary in this respect. And in case it be determined that the same lordships or any parcel thereof were in gross at the time of the said first partition, and not members of the said castle and manor of Brecknock, then to ordain a way for partition thereof to be made between our said lord the King and the said petitioner, and that she may have all the issues and profits arising since the time of the said first partition from all that which shall be thereof assigned to the purparty of the said petitioner, and also such and so many writs under the great seal or privy seal of our lord the King, to levy the same issues and profits, as shall seem to the said petitioner and her counsel most necessary, and this for God and as a work of charity. Considering that the feoffees of the said Humphrey de Bohun released to Joan de Bohun, late Countess of Hereford, whom God pardon, manors, lands, and tenements to the value of one hundred pounds a-year, to hold to the said Countess for her life, so that after the death of the said Countess the same manors, lands, and tenements should remain for ever to the said Mary and Eleanor, daughters and coheirs of the said Earl: which Mary died during the life of the said Eleanor, whereby the reversion of the same manors, lands, and tenements accrued to the said Eleanor by survivorship; which Eleanor died, whereby the reversion of the said manors, lands, and tenements descended to the said petitioner, as daughter and heir to the said

Digitized by Google

et nient obstant cell descent, la dite suppliante, al plesir du dit nadgairs Roi, pier nostre seigniour le Roi q'or est, mist mesmes les manoirs terres et tenements en purpartie, ensemblement ove le remenaunt de mesme l'enheritance.—A la quele supplication leeu en mesme le Parlement, et bien entendu, respondu fuit en le manere come cy ensuit.

Responsio.—Soit ceste supplication, ove la respons cy ensuant, apres ceo q'eles soient enrollez en le roll d'icell Parlement, mandez a le grande Conseil du Roi: et que sur ceo les Seigniours de mesme le Conseil, pur le temps esteantz presentz en le mesme, aient plein poair par auctorite de ceo mesme Parlement d'ordener pur et de les partition a faire, et discutions, determinations, et toutz les autres choses et matiers en la dite supplication especifieez, et les circumstances d'iceles, selonc lour bones advises et discretions.

Digitized by Google

Eleanor: and notwithstanding this descent, the said petitioner, at the pleasure of the said late King, father of our lord the King who now is, placed the same manors, lands, and tenements in purparty, together with the remainder of the same inheritance. To which petition, read in the same Parliament, and well understood, answer was made in manner as here follows.

Answer.—Let this petition, with the answer here following, after they shall have been enrolled on the roll of this Parliament, be sent to the Great Council of the King: and thereupon let the Lords of the same Council, for the time being present in the same, have full power, by authority of this same Parliament, to ordain for and respecting the partition to be made, and the discussions, determinations, and all other things and matters specified in the said petition, and the circumstances thereof, according to their good advice and discretion.

Digitized by Google

XXV.

Petitio in Parliamento tento anno regni Regis Henrici Sexti post Conquestum decimo.

Ex originali in Turr. Lond.

Per Ducem Gloucestriæ. 26o die Junii.

NOSTRE tres sovereigne seigniour nostre seigniour le Roy supplie humblement Anne Countesse de Stafford, file et heir Alianore une dez filez et heirs Humfrei de Bohun jadis Count de Hereford, Essex, et Northampton, et Constable d'Engleterre, qe come sur certein accorde ewe parentre le tres noble Prince Henry jadis Roy d'Engleterre vostre tres noble piere, qe Dieu assoil, fitz et heir Marie, autre dez filez et heirs du dit Count, purpartie fuist fait parentre vostre dit tres noble piere et la dite suppliant, par auctorite de Parlement vostre dit tres noble piere tenuz a Westmonastre le secund jour de May l'an de son reigne neofisme, de toutz chastels et manoirs ove lour appurtenantz et dez hundredes terres tenementz mariscz fees countees courtez vewez forestez parkes boysz reversions et autres possessions qeconqes, ove lour appurtenantz, en Engleterre, Galez, et Marche de Galez, des queux le dit Count murust seisie, sibien en demesne come en reversion, forspris feez et avousons esteantz en gros. Et auxi en mesme le Parlement acorde fuist parentre vostre dit tres noble piere et la dite suppliant, qe la dite suppliant ferroit particion de lez fees et avousons en gros avant ditz; et qe vostre dit tres noble piere eslieroit la quele part qe luy plerra de lez fees et avousons en gros avant ditz, issint par la dite suppliant a departiers, lesqueux unquore remaignent en voz mains nient depar-

Digitized by Google

XXV.

Petition in the Parliament holden in the tenth year of the reign of King Henry the Sixth after the Conquest.

26th June, 10 Hen. 6. A.D. 1432. By the Duke of Gloucester.

Petition of Anne Countess of Stafford, that partition be made of the fees and advowsons in gross of the heritage of the earldom of Hereford.

ANNE Countess of Stafford, daughter and heir of Eleanor one of the daughters and co-heirs of Humphrey de Bohun, late Earl of Hereford, Essex, and Northampton, and Constable of England, humbly beseecheth our most sovereign lord our lord the King, that whereas upon a certain agreement had between the most noble Prince Henry late King of England, your very noble father, whom God pardon, son and heir of Mary, one other of the daughters and co-heirs of the said Earl, partition was made between your said very noble father and the said petitioner, by authority of the Parliament of your said very noble father holden at Westminster on the second day of May in the ninth year of his reign, of all the castles and manors with their appurtenances, and of the hundreds, lands, tenements, marshes, fees of counties, courts, views, forests, parks, woods, reversions, and other possessions whatsoever, with their appurtenances, in England, Wales, and the Marches of Wales, of which the said Earl died seised, as well in demesne as in reversion, except fees and advowsons being in gross. And it was also agreed in the same Parliament between your said very noble father and the said petitioner, that the said petitioner should make partition of the aforesaid fees and advowsons in gross, and that your said very noble father should choose which share should please him of the aforesaid fees and advowsons in gross, so to be divided by the

Digitized by Google

tiez. Qe please a vostre Hautesse de grauntier par auctorite de cest present Parlement, qe la dit Countesse poet faire particion dez feez et avousons en gros avant ditz, et lez particions issint a fairs mettier en vostre Chauncerie en escriptz, et qe apres mesme la particion ensy fait, voz Chaunceler et Tresorer d'Engleterre pur le temps esteantz eient power par mesme l'auctoritee d'eslier pur vous quele part qe lour semblera meiliour pur vous des fees et avousons en gros avant ditz; et qe la dite Countesse poet entrer aver et enjoier, et eit et enjoie lez ditz feez et avousons en gros avant ditz, nient pur vous esluz par lez Chaunceler et Tresorer avant ditz, et eux tener a luy et a sez heirs, sans reclamacion ou empechement de vous ou de voz heirs en temps a vener, sanz suer livere, licence, pardon, ou ascoun autre suyte, en ascoun autre maner, de lez fees et avousons en gros avant ditz: et oustre ceo, qe lez ditz particion et election issint a fairs faitz estoient en lour fors a touts jours par auctorite suis ditz, ascuns descent, doune, graunt, feffement, matier ou cause qeconqes nient obsteantz. Savant tout foitz a toutz voz liegez lour actions titulez et interessez, si ascuns eient en ycelles. Pur Dieu et en eovere de charitee.

A ceste bille les Communes ount donne lour assent.

(*In dorso.*)

FACIAT infrascripta Comitissa partitionem de feodi et advocationibus in grosso, in præsenti petitione specificatis, et eandem partitionem sic factam deferat in cancellariam domini Regis, et vocatis coram Cancellario et Thesaurario Angliæ pro tempore existentibus, in cancellaria prædicta, Camerario et Generali Receptore ducatus Lancastriæ, ac aliis de concilio Regis ejusdem ducatus quos præfati Cancellarius et Thesaurarius in hac parte fore viderint evocandos, habeant iidem Cancellarius et Thesau-

Digitized by Google

said petitioner; the which yet remain undivided in your hands. May it please your Highness to grant, by authority of this present Parliament, that the said Countess may make partition of the aforesaid fees and advowsons in gross, and place the portions so to be made in writing in your Chancery, and that after the same partition so made your Chancellor and Treasurer of England for the time being may have power by the same authority to choose for you the portion which shall seem to them the better for you of the aforesaid fees and advowsons in gross; and that the said Countess may be enabled to enter, have, and enjoy, and may have and enjoy, the said fees and advowsons in gross aforesaid not chosen for you by the Chancellor and Treasurer aforesaid, and hold them to herself and to her heirs, without reclaim or hinderance of you, or of your heirs in time to come, without suing livery, licence, pardon, or any other suit, in any other manner, of the fees and advowsons in gross aforesaid: and moreover, that, the said partition and choice so to be made having been made, they may remain in their force for ever by the authority abovesaid, any descent, gift, grant, feoffment, matter, or cause whatever notwithstanding. Saving always to all your lieges their actions, titles, and interests, if any they have in the same. For God and as a work of charity.

To this bill the Commons have given their assent.

(*On the back.*)

Answer. LET the within-written Countess make partition of the fees and advowsons in gross specified in the present petition, and let her carry the same partition so made into the Chancery of our lord the King; and the Chamberlain and Receiver General of the Duchy of Lancaster, and others of the King's Council of the same Duchy of Lancaster

Digitized by Google

rarius plenam, auctoritate præsentis Parliamenti, potestatem eligendi pro domino Rege illam propartem quam de avisamento et assensu dictorum Camerarii, Receptoris, et aliorum de dicto concilio, melius pro domino Rege videbitur eligendam. Qua quidem electione per præfatos Cancellarium et Thesaurarium in forma prædicta facta, habeat præfata Comitissa auctoritate prædicta liberationem extra manus Regis alterius propartis ipsam contingentis in forma juris.

Digitized by Google

whom the Chancellor and Treasurer of England for the time being shall see proper to be called in this case, being called into the aforesaid Chancery before the aforesaid Chancellor and Treasurer, let the same Chancellor and Treasurer, by authority of the present Parliament, have the full power of choosing for our lord the King that purparty which, by the advice and assent of the said Chamberlain, Receiver, and others of the said Council, shall seem the better to be chosen for our lord the King. Which choice having been made by the aforesaid Chancellor and Treasurer in form aforesaid, let the aforesaid Countess, by the authority aforesaid, have livery in due form out of the King's hands of the other purparty belonging to herself.

Digitized by Google

XXVI.

Rotulus Parliamenti tenti apud Westmonasterium in crastino Sancti Martini, anno regni Regis Henrici Sexti post Conquestum decimo octavo.

Rot. Parl. 18 Hen. 6. n. 16. in Turr. Lond.

14th Jan. 18 Hen. 6. A.D. 1440.

The revenues of the Duchies of Lancaster and Cornwall shall be applied to the expenses of the King's household for five years.

ITEM, for so moche as the King oure Soverayn Lord, havyng knoweliche of grete murmour and clamour that shold be in his Roialme of Englond for non paiment of the dispensis of his Houshold, willyng, of his goode grace, paiment to his liege peple to be made for the dispensis of the same Houshold, graunteth and ordeineth bi thassent of the Lordes Spirituell and Temporell, and the Communes of the saide Roialme, in this present Parlement assemblid, and bi auctorite of the same Parlement, that alle the profites, issues, revenues, customes and commoditees, comyng or for to come, of alle the castellis, honnures, maners, lordschippes, landis, tenementis, rentes, reversions, services, fraunchises, libertees, viewes of francplegge, hundredes, letis, courtis, and alle other enheritaunces and possessions of the Duchie of Lancastre remaynyng in his hand, and of the Duchie of Cornewaille, while the same Duchie shall be in his hand, fro the fest of Seint Michell the archangell last passid, except alle fees, wages, annuytees, reparations, and other chargis necessarie goyng out of the same, be ordeined, aplied, and emploied to the dispensis of his saide Houshold, and delivered bi the Receyvours Generall of the saide Duchies for the tyme beyng to the Tresourer of his saide Houshold for the tyme beyng, bi endentures thereof bitwene thaym to be made: and that the Re-

Digitized by Google

ceyvours Generall of the said Duchees, uppon thair accompt alleweyes shall have allowance and discharge of thair paymentis, made bi suche endentures. And yf the same Receyvours make payement in eny other wise than in fourme aforeseide, that than thereof they be disalowed uppon thaire accompt: Savyng to alle the King's lieges there title, right, and interesse that they have in the seide Duchees, or in eny parcell thereof, this Acte notwithstandyng: and that this Ordinance endure to the ende of five yere next ensuyng.

Digitized by Google

XXVII.

Rotulus Parliamenti tenti apud Westmonasterium in crastino Sancti Martini, anno regni Regis Henrici Sexti post Conquestum decimo octavo.

Rot. Parl. 18 Hen. 6. n. 19. in Turr. Lond.

14th Jan. 18 Hen. 6. A.D. 1440.

ITEM, quædam cedula, sive billa, Communibus prædictis, de mandato ipsius Domini Regis, exhibita fuit et liberata sub hac verborum serie;

That the surplus revenues of the lands, parcel of the Duchy of Lancaster, held by Feoffees to the use of King Henry the Fifth's will, beyond 2,000*l.* per annum, be applied to the expenses of the King's Household.

For so moch as the King our Soverain Lord is enfourmed of gret murmour and clamour that shuld be in his Roialme her in Englond that the Purveours of his Houshold taken dayly for hym of his peple of this land their oxen, shepe, pullaile, whete, otes, barlich, malt, benes, all manere of salt-fyssh, wyn, ale, wax, spicere, and all manere vitaille and stuff þat longith to Houshold, with cariage; under colour of the which takyng, and namely of more þan is necessarie to his Hous, and in diversez wises by diversez menes not resonable, take exactions of his people be colour of þoffice and taking aforesaid, notwithstondyng full noble ordinances penales that have ben mad therof in his full noble progenitours' tyme, to their importable hurt: for the which causes our Soveraine Lord þe King aforesaid, havyng compassion of his people's compleynt, have sought þe meenes howe his said Houshold and the dispensez þerof might be contened and assethed, and his people noght so greved; in so moch þat for he cause þat he havyng consideration to þe manyfold grete charges þat he hath for þe defence outward, and for the pollitique reule of this his lond within, forth it couth not be seen howe his revenus above this charges wold

Digitized by Google

streche, to þe pleyn contentyng of the dispenses of his said Houshold: for the which he desired my Lord þe Cardinall and the Lord Hungerford, nowe beyng present in this Parlement, Feoffes with the Archebishop of Caunterbury of a part of the Duchie of Lancastre, in certeins castells, hoenours, maners, lordships, lands, tenements, rentz, reversions and servicez, fraunchisez, libertees, vewes of francplegge, hundredes, leetes, fees, advowsons, proffitz, commodites, and other enheritaunces and possessions, by the feffement of the most Cristen Prince, of the most victorious and blessid memorie, fader to our said Soverain Lord, þat þei wold assent þat þe said revenus of ther feffementz myght be emploied for paiment apart for the dispenses of his said Houshold; to the which my said Lord the Cardinall and the Lord Hungerford answered unto the Kynges Highnesse, that it was not unknowen to hym howe that they were entitled as strongly and as treuly as the lawe couth make hem, and howe that the most noble King, fader to our Soveraine Lord, praied hem, usyng of his grace thes termes, to perfourme and fulfille his wille, the which he be writing declared unto them, of the revenues of the said feoffement; and ther upon thei as trewe Feoffes have fullfilled a gret part, and wold doo, of his will, and all shuld er this tyme have doon, ne hadde leen þe gret loones and presttes þe which þei have afore this tyme made unto our said Soverain Lord, the which, as it apperith of record, is owyng unto hem at this day of many thousands: declaryng forthermore unto our said Soveraine Lorde, that, if his said wille were fully perfourmed, þei wold with all þeir hertes make hym astate of all the said castells, honnures, maners, lordshipps, landes, tenementz, rentz, reversions, servicez, and all oþer enheritaunces and possessions afore-

Digitized by Google

said þat þey were enfeffed ynne, and so þey wold have doon er this, hadde not þe said chevisaunce bee. Nevertheles, notwithstonding that all is not perfourmed of the said wille, yet þe said Feffes under certain conditions þe which þat folowen, have graunted unto þe King, þat after þe dette þat is owyng unto the said Cardinall and to the said Archebisshop of Caunterbury paied, for the which assignement was made by þe Feffes upon þe said lordshipps, maners, and other enheritaunces comprised in the said feoffement, to certain personez by the King's commaundement, to þe use of the said Cardinall and Archiebisshop, reservyng first to the said Feoffes 2,000*l.* yerely, unto the tyme þei have fulli perfourmed þe said King's will þere Feffour; and after the said 2,000*l.* reserved, and þe fees, annuitees, wages, and reparations yerely paied, and oþer assignementz afore this tyme made upon þe said maners, lordships, landes and tenementz, paied, that all þe surpluse of the said revenue, such as shall be found deue upon þe accompts fro tyme to tyme of þe Receyvour Generall for the tyme beyng of the said Feffes of þe maners, lands, tenementz, and other enheritaunce aforsaid, afore the Auditours of the seid Feoffes for the tyme beyng, shall be delyvered by warant of þe said Feoffes to the Tresorer of þe Kyng's Houshold for the tyme beyng, for þexpensez of þe same Household, by indentures þerof to be made betwen hem þat such warant shall have for to paie and delivere þe said surpluse, and þe said Tresorer; of þe which surpluse so receyved þe said Tresorer shall accompt in the King's Eschequer, and þat thei þat shalle have such warantz have due allouaunce upon ther accomptz, to be made to þe said Feffes by þe said indentures; and yef þei make paiment in oþer wise, þat þan þei be disalowed þerof in þeir accomptz. And

Digitized by Google

þat þe said Feoffes, nor þe said Receyvour Generall, nor noon þat shall have warant of such paymentz of þe said Feffes, or any of hem, shall not be compelled to accompt for the said revenus in noon oþer place þan afore the Auditour or Auditours of the said Feffes; and yef the saide surplus be not emploied to þe King's Houshold as it is aforesaid, þat then it be leefull to þe said Feffes to restreyne þe said warantz and paymentz. The conditions aforesaid ben thees. Oon, þat it like the King of his grace to declare by his lettres patentez þat þe said Feffes mow, with þeir worshipp, which þei tendre most of any ertly thing, do as is abovesaid, and for the causes above declared drawe so moch þe lengar þe fulfylling of þe King's þeir Feffour's will and entent; and þat every of þe said Feffes may have severall patentz þerof for þe conservation of þeir worshipp. The secound condition is, how be it þat the said Feffes owght not by rigour of lawe to declare hem self of þexpendyng and demenyng of þe proffitz and revenus of þe said castells, honnurs and maners, oþere enheritauncez and possessions aforesaid, comprised in þe said feoffement; yit of ther own free will þei have shewed þat þere was never noon of hem þat ever hadde any of the said revenus to their owne behoofe, but treuly, as they wolle answer afore God, hath dispended it accordyng to þentent of þe Kyng þeir Feffour: that by consideration þerof the said Feoffes, ther heirs, executours and terretenauntz, ne noon of hem, be empeched, vexed, nor endamaged by the King, his heirs and successours, for takyng or receyvyng of any issues, revenuez, commoditez, or any proffitz, be hem or any of hem, or by any other in þeir name, of þe said castell, honnurs, maners, enheritauncez, and oþer possessions comyng, taken, or receyved, bot therof thay be quitt

Digitized by Google

and discharged; and þat þe said conditions and alle þe premissez myght be graunted and enacted by auctorite of this present Parlement: it alwey provided, that noon of the londes, tenēmentz and possessions, þat the seide Feffes have made estat or relesse of, by þe ordinaunce, will, or commaundement of the King that deed is, or the Kyng that nowe is, nor any revenus þat have or shall be received of þe same, be comprised under þe force or bonde of this act, as toward any restitution to be made of hem by the seide Feffez to the Kyng, his heirs or successours; or to any other entent myght be to the charge or bonde of theim, their heirs, executours or terretenauntz.

Cui quidem cedulæ, sive billæ, ac materiæ in ea contentæ, iidem Communes assensum suum præbuerunt sub hiis verbis:

A cest bille les Communes sount assentuz.

Quibus quidem cedula, sive billa, et assensu, coram ipso Domino Rege in Parliamento prædicto, ac Dominis Spiritualibus et Temporalibus in eodem existentibus, lectis et plenius intellectis, idem Dominus Rex, habita inde cum eisdem Dominis matura et diligente deliberatione, de avisamento et assensu eorundem Dominorum et Communitatis, auctoritate Parliamenti prædicti, concessit omnia et singula in billa, sive cedula, et assensu prædictis specificata et contenta, et voluit et concessit quod ea in Parliamento prædicto inactitentur de recordo.

Digitized by Google

XXVIII.*

Rotulus Parliamenti tenti apud Westmonasterium in crastino Sancti Martini, anno regni Regis Henrici Sexti post Conquestum decimo octavo.

Rot. Parl. 18 Hen. 6. n. 61. in Turr. Lond. 14th Jan. 18 Hen. 6. A.D. 1440.

That one-fourth of the tenth and fifteenth granted for the defence of the realm, be applied to the expenses of the King's Household.*

PREYN you the Communes, that where it liketh you afore this tyme, for the defense of this your noble Reaume, to applie and dispende divers notables sommes of the revenues of youre Corone, the which sommes, an they had not be applied to the said defens, had ben expended in your Howseholde and necessaries expensis therto longynge, and divers of your pouer Communes of this your noble Reaume, for vitailles and other necessaries for your Howseholde of theym purveyd and take, paied and satisfied; and now it is so, that ye, Soverain Lord, of your tendre pite and compassion, considerynge the grete hynderyng and clamour of the said diverse of your Communes be mene of the said purvyance so had, be thadvis of your Lordes Spirituel and Temporel in this your present Parlement assembled, and be thauctoritee of the same, have ordeyned of the revenues of your Duches of Lancastre and of Cornewaile to be applied to your said Housolde dispenses, and to noon other use; in settyng aside thabuse of the said purveaunce, and sessyng of the said diverse clamour and hynderyng of your said Communes.

* See more relating to the Revenues of the Duchies of Lancaster and Cornwall applied to the expenses of the King's Household, on the Parliament Rolls, vol. v. pp. 62, 63, 174, 175, 246, 247; viz. in the Parliaments holden 20 Hen. 6. (n. 35 and 36), 28 Hen. 6 (n. 13), 31 and 32 Hen. 6 (n. 43 and 44).

Digitized by Google

Please it you, our Soverain Lord, of your benyngne grace, that of the xv^me^ and dyme of your laie people of this your noble Roialme graunted unto you for the defense of your said Roialme, at this your present Parlement, that than it like you to graunt and ordeyn that the fourthe part of the said xv^me^ and x^me^ nowe graunted, paiable at the fest of the Nativite of Seint John Baptist next com̄yng, be delivered to your Tresorer of your Housholde for the tyme beyng to pay redie money in hand for expenses of your said Housholde, as ferre as the said money will atteyn or stretch to.

Responsio.—Le Roy le voet.

Digitized by Google

XXIX.

Rotulus Parliamenti tenti apud Westmonasterium in die Conversionis Sancti Pauli, anno regni Regis Henrici Sexti post Conquestum vicesimo.

Rot. Parl. 20 Hen. 6. n. 29. in Turr. Lond.

25th Jan. 20 Hen. 6. A.D. 1442.

That certain persons may be assigned to receive the declaration of the Feoffees of lands, parcel of the Duchy of Lancaster, to the use of King Henry the Fifth's will, touching the execution of the same.

TO the Kyng oure Soverain Lord besechethe youre Communes of this youre present Parlement assembled, that it plese youre Highnesse to considre how that the right excellent, most famouse, and victoriouse Prynce Harry, sum tyme Kyng of Englond, youre right noble fadir, whome God assoile, by his lettres patentz enffeffid Harry Bisshop of Wynchestre now Cardinal of Englond, Harry Archebisshop of Caunturbury, Waulter Lord Hungerford, and other, for the grete truste that he hadde in hem, of dyvers castellez, manerez, townez, lordschippez, honurez, londez, tenementz, rentes, reversions, servicez, jurisdictions, libertees, fraunchisez, fees, avousons, and other possessions, aswell in Englond as in Walez, as of his enheritaunce, parcell of his Duchie of Lancastre, of the yerely value of 6,000*l.* and more by estimation, to have to theym and to theire heirez, to the entente and effecte to execute and perfourme his wille upon the seide feffement to hem by hym made and declarid in writyng; the value of whiche castellez, manerz, townez, lordschippez, honurez, londez, rentes, tenementez, reversions, jurisdictions, libertez, fraunchisez, avousons and possessions, aftur the seide extente, fro the deth of your seide noble fadir, into the fest of Seint Michell last passed, by the seide Feffeez resceived and to be resceived, amounteth to the somme of 114,000*l.* and more by estimation. And how it is to suppose and con-

Digitized by Google

ceyve, that the seide wille of youre seide noble fadir, by the seide Feffeez, of so grete and notable sommes by hem resceived of the issuez, profitz, and revenuz comyng of the seide castellez, manerez, townez, lordschippez, honurez, londes, tenementis, rentes, reversions, servicez, jurisdictions, liberteez, fraunchisez, feez and possessions, by so longe tyme beyng in theire hondez, might afore this tyme dieuly have ben fully executed and perfourmed, above all other chargiez that are knowyn; whiche wille perfourmed, it is to understond by all reson, good feith, and conscience, that alle the seid castellez, lordshippez, manours, londez, tenementz, and all the other seid possessions, as the olde right and enheritaunce of youre seide noble fadir, belongeth unto yow, Soverain Lord, as heire to hym; consideryng that the seid Feffees have no title ner interesse therynne, but only upon trust, and to his use, to execute his wille, as it is afore rehersid; and that the seid Feffeez be but fewe in noumbre, whereby of liklyhode the possession therof by casuelte of dethe myght reste in oon of theyme, and so descende unto his heirez that over lyved; in whiche case, and it fortune upon a temporall man, thenne his wyfe were therof endowable, and by suche menys your right and interesse therof, by youre lawe, the further fro you thenne they now be, to your grete hurte and to youre likly disheritaunce. Therof considered also, that in youre Counceill, the xv day of Juyn, the xii^the^ yere of your reigne, beyng thenne there my Lord of Bedford youre uncle, whome God assoille, the seid Feffeez desired that by yow certeyne Lordez of youre Councell myght be depute to see the bookes of receyte and of the ministration of the revenuez, in all goodly haste, of thoo londez that they were so enfeffid ynne; and, that done, they agreed that ye myght have and resceyve alle

Digitized by Google

that shulde growe of the seide feffement aftur Michelmesse day thanne next comyng, by the houdez of the officerez and deputeez of the seide Feffeez, so that proclamation schulde be made before the Parlement thenne next sewyng that every man that wolde aske dette for Housholde, Chaumbre, Warderobe, Kyngez Werkes, or for money borowed, brynge ynne to the seide Feffeez the growndez that they aske it by; and if it myght appere that the sommez of the assignementz or of the revenuz of that yere wolde not suffice for paiement for the Kyngez dettez afore rehersid, and for perfourmyng of his Chaunterye and of his Toumbe, thenne ye to make to the seid Feffeez, for the rest that schuld so be founde, dieu assignement and agrement: and if so were that the somme of the assignement made to the seide Feffeez, and the revenuez of that yere, wolde amounte to a gretter somme thenne the somme of the dettez and makyng of the seid Chauntrye and Tombe, thenne the residue therof to be paied up to yowe. And over that, the seid Feffeez, this done, willed and agreed to make astate to yowe, Soverain Lord, of alle the seide londes and tenementz that they stode enfeffed ynne; that is to sey, of that that was fee-taille, in fee-taill, and of that that was fee-symple, in fee-symple; how be it and ye toke astate therof of youre seide Feffeez in suche wise, or that they enfeffe yowe therynne, ye myght not have, holde, ner enjoye the seide possessions in enheritaunce to youre availle and suerte, in suche maner and fourme of enheritaunce, and as parcell of youre seid Duchie, as youre seide noble fadir hem hadde and helde at the tyme of the seid feffement, and before; upon whoos desirez, writtez of proclamation procedut accordyng to theise premissez. Considered also, that in the Parlement at

Digitized by Google

Redyng, the xviii^the yere of youre regne, the seide Feffeez, among other, grauntid to yow, Soverain Lord, that aftur the dette that thenne was owyng unto the seide Cardinall and to the seide Archebisshop of Caunturbury paied, for the whiche assignement was made by the seid Feffeez, upon the seid castellez, manerez, townes, lordschippez, honurez, londez, tenementez, rentes, reversions, servicez, jurisdictions, liberteez, fraunchisez, feez, avousons, and other possessions comprised by the seide feffement, by certeyne personez by your commaundement, to the use of the seid Cardinall and Archebisshop; reservyng to the seide Feffeez 2,000*l.* yerely, unto the tyme they hadde perfourmed the seid Kyngis wille their Feffour: that thenne all the surplusage therof schuld be delyverid to the Tresorer of youre Householde for the tyme beyng, for the expensez of the same Householde; of whiche surplusage so resceived the seid Tresorer schulde accompte in your Eschequer; whiche dette, long tyme before the first day of this present Parlement, was paied to the seid Cardinall and Archebishop; and, over that, grete and notable sommes have ben resceyved sithyn the seid Parlement so beyng at Redyng. And therupon, of youre noble grace, theise premissez considerid, and for the counfort and ease of youre peple, that it plese youre Highnesse by auctorite of this present Parlement to ordeigne and assigne certein persones, suche as may like to your Highnesse, to here the declaration of the seide Feffeez, or of other persones by hem suche as thei will depute and name in writyng, of the seide wille and of the execution therof, and of all the dependentz therof, and of all the issues, profites, revenuez, paiementes, costes, and expenses of and for the seide castellez, manerez, townes, lordschippez, honurez, landes, tenementz, rentez, reversions, servicez, ju-

Digitized by Google

risdictions, libertees, fraunchisez, fees, and possessions; and that the seide Feffeez, or other persones by hem to be depute and named, be redy upon resonable warnyng, atte suche tymes and as ofte as the seide personez so to be assigned wolle ordeigne, to declare the trought of theise premisses, with alle the circumstances and dependentez of the same: and yif neither the seide Feffeez, aftur resonable warnyng to hem in that partie made, ner other personez for hem in the fourme aforeseide to be by hem namyd, come for to declare the seide wille and execution therof, and of alle other premisses; or elles, if they come and wolle not declare theis premissez in the fourme afore rehersid, afore the seid persones so by yow to be ordeyned and assigned; or ellys, if it may be founden by suche declaration, for the parte of the seid Feffeez, afore the seid persones so to be assigned, that the seide wille is perfourmed and executed, or elles that parcell therof restuthe and remayneth unperfourmede and not executed; and ye, aftur reporte therof to you made, agree and contente the seide Feffeez by sufficiaunt assignement or other wise, for the execution of the seide wille, of as moche as thenne remayned unperfourmed and not executed; that thenne it be levefull to you, Soverain Lorde, by the seide auctorite to entre and take into your hondes alle the seide castellez, manerz, townes, lordschippez, honurez, londez, tenementz, rentez, reversions, servicez, jurisdictions, liberteez, franchisez, feez, avousons, and possessions forseide, with theire appurtenauncez, excepte the manerez of Tiberton, Rie, Roddeleye and Ettlowe, with the appurtenauncez, in the schire of Gloucestre, parcell of the seid possessions; to have, holde, and enjoye hem, to yow and to youre heirez, as parcell of youre seide Duchie, as pleynly, hoolly, and in

Digitized by Google

the same maner and fourme of enheritaunce and astate as youre seide fadir hadde and helde hem whenne they were in his handes at the tyme of the seide feffement, any maner of acte, feffement, lettres patentz, statutes, ordenauncez, or other thyngs what so ever they be, afore this tyme made, not withstonding: savyng alwey to alle your other liegez alle suche astatez, and noon other, as they or any of hem hadde in any londes, tenementz, offices, fees, or annuitez, or other possessions in the seide parcell, by youre noble progenitours, or by the seide Cardinall, Archebisshop, and Waulter, and theire other Cofeffez, or by any of theym, jointly or severally, graunted by youre commaundement, or by the wille of youre seide fadir declarid before this present Parlement, alwey excepte the seide Feffeez and iche of hem. And that if, upon suche declaration hadde, it appere not that the seide Cardinall, Archebisshop, and Lord Hungerford, or any of their Coffeffiez now passid to God, or any of hem, have applied or emploied the issuez, profitez, or revenuez by hem received of the seid castellez, manerez, townez, lordschippez, honurez, londez, tenementez, rentez, reversions, servicez, jurisdictions, liberteez, fraunchisez, feez, avousons, and possessions, or eny parte of hem, to their owne use, or in any other wise, save only accordyng to the wille of the seide late Kyng þer Feffour, or for the wele, good rule, and governaunce of the seide castelles, manerez, townez, lordschippez, honurez, londes, tenementez, rentz, reversions, servicez, jurisdictions, liberteez, fraunchisez, fees, avousons, and possessions, or elles at your request or desire, oure Soverain Lord; that thenne the seide Cardinall, Archebisshop, and Lord Hungerford, theire heirez, executours, terre-tenauntez, officers, and ministres, and also the heirez, executours, and terre-tenauntez of

Digitized by Google

their Cofeffies now passid to God, of the seid castelles, manerez, townez, lordschippez, honures, londes, tenementez, rentz, reversions, servicez, jurisdictions, liberteez, fraunchisez, fees, avousons, and possessions, be quytte and discharged ageyns you, Soverain Lord, youre heirez and successours for ever more, of all maner actions, empechementez, and demaundes to be made or hadde ageyne hem or any of hem by any cause or colour of occupation, interesse, profitez takyng, usyng, and excersisyng, of the seide castellez, manerez, townes, lordschippez, honurez, londez, tenementez, rentes, reversions, services, jurisdictions, liberteez, fraunchisez, fees, avousons, and possessions, and of all liberteez, fraunchises, and jurisdictions whiche thei have cleymed, hadde, or used by the reason, vertu, or colour of the seide feffement, so that they ner noon of theim in any wise in tyme to come be empeched, chargid, vexed, or greved for any of the causes aforeseid. And that the Receyvour Generall of the seid Duchie that nowe is, or for the tyme schall be, by the seide auctorite take and resceyve all the issuez, profites, and revenuez comyng of the seide castellez, manerez, townez, lordschippez, honurez, londez, tenementz, rentez, reversions, servicez, jurisdictions, liberteez, fraunchisez, fees, and possessions forseid, aftur thei come into your hondez; and the same issues, profitez, and revenuez pay and delyver to the Tresorer of your Housholde for the tyme beyng, by endenturez therof bytwix hem to be made, for the provision and expensez of youre seide Housholde; to be made by as long tyme and in like fourme as the profitez and revenuez of the remenaunt of your seide Duchie now beyng in your hondez be applied to the expensez of youre seide Housholde, aftur the effecte of the purviaunce therof made at your last Parlement, the seid

Digitized by Google

Tresorer of youre Housholde for the tyme beyng therof to be accomptable in youre Eschequer. And that alle Receyvours Particulerz of any of the possessions and enheritaunce forseide schall pay and delyver to the seid Receyvour Generall all the issuez, profitz, and revenuez forseide, wherof they schall to yow be chargeablez and accomptablez by reson of heire seide officez, by endentures bytwix hem and the seide Receyvour Generall therof to be made; and that the seide Receivour Generall be not allowed upon his accompte of any maner of paymentz of the profitez and revenuez forseid made to any other persone or personez but alonly of payementez made to your seide Tresorer, excepte the paymentz of the seid fees, annuitez, wagies, and offices forseide, and other expensez necessaries; and that noon of the seide Receyvours Particulerz be not alowed upon his accompte of any maner of paymentez of the issuez, profites, and revenues forseide made to any other persone but to the seide General Receyvour, except paymentz of the seide fees, annuitez, and wagiez afore this tyme ordeyned and assigned to be paied by theire hondez, and except reparations and other expensez necessariez. And that theise seide assignementez so made for the provision and expensez of youre seide Housholde, of the issuez and profitez of the enheritaunce and possessions forseide, to be taken by the seide Tresorer of your seide Housholde, by the hondes of the seide Receyvour Generall of youre seide Duchie, or for to be taken by the seide Receyvour Generall of the seide Receivours Particulerez, stande by this auctorite in theire strenght, and not alterate ner chaunged; and if any of the seide Receivours, from this tyme forth, make any payment to the contrarie of the seide ordenaunce and assignementz, that thenne he thereof

Digitized by Google

be disalowed upon his accompte. Alwey forseyn, that Thomas Rothewell, squier, and Elizabeth his wyf, late the wif of Thomas Swynford, knyght, by the auctorite of this same Parlement have, and from this tyme forth hold in possession, terme of the lif of the same Elizabeth, the seide manerez of Tyberton, Rye, Roddeley, and Etlowe, with the appurtenaunce, in the schire of Gloucestre, parcellez of the seide castellez, lordschippez, manerez, londes, tenementez, and other possessions beforeseide, in recompence of the maner of Snaythe, and the soke of Snayth, in the schire of Yorke, with the appurtenauncez; whiche maner with the seide soke was parcell of the seid Duchie at the tyme of the seid feffement; and that the same Feffeez by this same auctorite have and holde the same manere and the soke, with the appurtenaunce, for the tyme that they schall have and holde the residue of the same castellez, lordschippez, manerez, londez, and tenementez, in whiche thei were in fourme aforeseide enfeffid; and ye, Soveraigne Lord, to entre and take into your hondes the same manere of Snayth and the soke, with the appurtenauncez, to have and to holde to yow and to your heirez, in suche manere and fourme as it is above rehersid, of the residue of the seid castellez, lordschippes, manerez, londes, and tenementez, wherof the seide Feffeez were enfeffid by your seide noble fadir, with the reversion of the seide manerez of Tiberton, Rye, Roddeleye, and Etlowe, with the appurtenaunce, aftur the deth of the seid Elizabeth, to have and to hold to you and to your heirez in suche manere and fourme as youre seid noble fadir hem hadde and helde at the tyme of the seide feffement, and before, as parcell of youre seide Duchie: And also alwey forseyn and purveyed, that the seide declaration so to be made by the seid

Digitized by Google

Feoffeez or their deputeez be not hadde, repute, ner takyn for accompte, ner thei ner noon of them chargeable by force therof aftur the effect of accompte. Purveied also, that William Paston, Robert Clere, and Esmond Clere, by the seid auctorite, have and hold to hem and to the heirez of the seid William, of yow and your heirez, as of your seid Duchie, by the service of feaute for all maner of servicez, xxxvi acris and an half, ix perchys, a quarter and an half of a perche, and a pek of londe, pasture, hethe, and maresse, callid Copie-holde, with two mansions edified in certeyns parcelles therof, in Paston and Edithorp in the counte of Northfolk, parcell of the seid londez, tenementz, and possessions, in whiche the seid Cardinall, Archebisshop, and Waulter ar or were enfeffid; and the feerde parte of a rode of londe, parcell of the wastez of the seid towne of Paston; in recompense of xxxvi acris and an half, xxvi perchis and an half, half a quarter of a perche, half a pek and a nayle of londe, pasture and hethe, of the seid William, Robert, and Esmond, callid Chartir-holde, with two mansions edified in certeynz parcellez therof, in the seid townez of Paston and Edithorp; and ye, by the seid auctorite, to have and holde the same londez and tenementz, callid Chartre-holde, to yow and your heirez as parcell of the seid Duchie; and, so privelegid and fraunchised, to be letyn to the base tenauntez of the seid londes and tenementez, callid Copie-holde, or other by her assent, in like fourme as the same tenementez ar now holden; alle whiche tenementez, callid Copie-holde and Chartre-holde, and the seid feerde parte, ar specified in an inquisition, by force of certeynz lettres of the seid Cardinall directid to the Lord Bardolf and other, takyn the xviii day of May, the xviii yere of youre

Digitized by Google

reigne, remaynyng in your Tresory of your seid Duchie. And also purveied and savyd to alle youre liegez, and to iche of hem, except the seid Feffeez, alle restitutions of londez, tenementez, rentez, reversions, servicez, jurisdictions, libertees, fraunchisez, fees, avousons, or possessions, made by yow or by the seide Feffees, of any parcell of the feffement aforeseid. And also, that all maner grauntez of officez and fees, made by the seide Feffees, by desire or commaundement of yow, Soverain Lord, to any of your liegez, of the seid castellez, manerez, townez, lordschippez, honurez, londes, tenementez, rentez, reversions, services, jurisdictions, libertees, fraunchisez, fees, avousons, or possessions, or of any of hem, afore the xii day of Marche, aftur the first day of this present Parlement next folowyng, be good and effectuell; except all maner officez of officeres accomptable afore the seid xii day of Marche, made by the seide Feffeez.

Responsio.—Le Roy le voet.

Digitized by Google

XXX.

Rotulus Parliamenti tenti apud Westmonasterium vicesimo quinto die Februarii, anno regni Regis Henrici Sexti post Conquestum vicesimo tertio.

Rot. Parl. 23 Hen. 6. m.24. n.17. in Turr. Lond.

MEMORANDUM, quod, sexto die Aprilis anno regni dicti domini Regis vicesimo quarto, idem dominus Rex, de avisamento et assensu Dominorum Spiritualium et Temporalium, ac Communitatis regni sui Angliæ, in præsenti Parliamento existentium, auctoritate ejusdem Parliamenti ordinavit et concessit, quod literæ ipsius domini Regis patentes, tam sub magno sigillo quam sub sigillo ducatus sui Lancastriæ, fiant auctoritate supradicta in forma debita, juxta formam cujusdam cedulæ in præsenti Parliamento in præsentia ipsius domini Regis, ac Dominorum et Communitatis prædictorum, lectæ, auditæ, et plenius intellectæ. Cujus tenor sequitur in hæc verba:

HENRICUS, Dei gratia, Rex Angliæ et Franciæ, et Dominus Hiberniæ, omnibus ad quos præsentes literæ pervenerint, salutem. Sciatis, quod nos inspeximus literas nostras patentes sub sigillo ducatus nostri Lancastriæ factas in hæc verba:

Henricus, Dei gratia, Rex Angliæ et Franciæ, et Dominus Hiberniæ, omnibus ad quos præsentes literæ pervenerint, salutem. Sciatis, quod nos, ex certa scientia et mero motu nostris, certis necessariis et notabilibus de causis nos intime moventibus, dedimus, concessimus, et hac carta nostra confirmavimus, pro nobis et hæredibus

Digitized by Google

XXX.

Roll of the Parliament holden at Westminster on the twenty-fifth day of February, in the twenty-third year of the reign of King Henry the Sixth after the Conquest.

6th April, 24 Hen. 6. A.D. 1446.

The several letters patent, made under the Duchy Seal, for conveying certain lands to feoffees to perform the will of King Henry the Sixth, confirmed by the King's letters patent read in Parliament.

BE it remembered, that on the sixth day of April in the twenty-fourth year of the reign of our said lord the King, the same lord the King, by the advice and assent of the Lords Spiritual and Temporal, and Commons of his realm of England, in the present Parliament assembled, ordained and granted, by authority of the same Parliament, that letters patent of the same lord the King be made in due form, by the authority abovesaid, as well under the great seal as under the seal of his duchy of Lancaster, according to the form of a certain schedule read, heard, and very fully understood in the present Parliament, in the presence of the same lord the King, and of the Lords and Commons aforesaid. The tenor whereof follows in these words:

HENRY, by the grace of God, King of England and France, and Lord of Ireland, to all to whom the present letters shall come, greeting. Know ye, that we inspected our letters patent made under the seal of our duchy of Lancaster in these words:

Henry, by the grace of God, King of England and France, and Lord of Ireland, to all to whom the present letters shall come, greeting. Know ye, that we, of our certain knowledge and mere motion, for certain neces-

Digitized by Google

nostris, venerabilibus patribus Johanni cardinali archiepiscopo Eborum, Johanni archiepiscopo Cantuariensi; Roberto Londonensi, Willielmo Lincolnensi, Willielmo Sarum, et Thomæ Bathonensi et Wellensi, episcopis; Henrico Northumbriæ, et Willielmo Suffolciæ, comitibus; Johanni Carpenter electo Wigornensis ecclesiæ; Johanni vicecomiti Beaumont; Waltero domino de Hungerford, Radulpho domino de Cromwell, et Radulpho domino de Seudeley; Johanni Somerset, Henrico Seuer, Johanni Langton, Ricardo Andrew, Adæ Moleyns, Johanni de la Bere, Waltero Lyhert, et Waltero Shirington, clericis; Edmundo Hungerford, et Johanni Beauchamp, militibus; Jacobo Fenys, Edwardo Hull, Johanni Saintlo, Johanni Hampton, Johanni Noreys, Willielmo Tresham, Johanni Vampage, et Ricardo Alred, armigeris; castrum, manerium, et hundredum nostra de Higham Ferrers, cum pertinentiis; maneria nostra de Raundes, Russheden, Caldecote, Irenchestre, Daventre, et Desburgh; molendina nostra de Dicheford; ac omnia terras et tenementa, redditus et servitia nostra, cum pertinentiis, in Weldon; necnon omnia terras et tenementa, cum pertinentiis, quæ nuper fuerunt Stephani Rumbilowe in Daventre prædicta; et omnia terras et tenementa, redditus et servitia nostra, cum pertinentiis, quæ nuper fuerunt Willielmi Croiser militis, in Higham Ferrers et Caldecote prædicta, in comitatu Northamtoniæ;—feodi firmam centum et viginti librarum villæ de Gormonchestre, feodi firmam quadraginta et trium librarum villæ de Huntingdonia, et manerium de Glatton cum Holme, cum pertinentiis, in comitatu Huntingdoniæ;—manerium de Wardyngton in comitatu Bukinghamiæ;—manerium de Aldebourn in comitatu Wiltesiæ;—maneria nostra de Aylesham, Wighton, Snetesham, Fakenham, Gymyngham, Tunstede, et Thet-

Digitized by Google

sary and notable causes inwardly moving us, have given, granted, and by this our charter have confirmed, for us and our heirs, to the venerable fathers, John cardinal archbishop of York, John archbishop of Canterbury, Robert bishop of London, William bishop of Lincoln, William bishop of Salisbury, and Thomas bishop of Bath and Wells; Henry earl of Northumberland and William earl of Suffolk; John Carpenter the elect of the church of Worcester; John viscount Beaumont; Walter lord de Hungerford, Ralph lord de Cromwell, and Ralph lord de Sudley; John Somerset, Henry Seuer, John Langton, Richard Andrew, Adam Moleyns, John de la Bere, Walter Lyhert, and Walter Shirington, clerks; Edmund Hungerford and John Beauchamp, knights; James Fenys, Edward Hull, John Saintlo, John Hampton, John Noreys, William Tresham, John Vampage, and Richard Alred, esquires; our castle, manor, and hundred of Higham Ferrers, with the appurtenances; our manors of Raunds, Rushden, Caldecott, Irchester, Daventry, and Desborough; our mills of Dicheford; and all our lands and tenements, rents and services, with the appurtenances, in Weldon; also all the lands and tenements, with the appurtenances, which were late of Stephen Rumbilowe in Daventry aforesaid, and all our lands and tenements, rents and services, with the appurtenances, which were late of Sir William Croiser, knight, in Higham Ferrers and Caldecott aforesaid, in the county of Northampton;—the fee-farm of one hundred and twenty pounds of the town of Godmanchester, the fee-farm of forty-three pounds of the town of Huntingdon, and the manor of Glatton with Holme, with the appurtenances, in the county of Huntingdon;—the manor of Wardyngton, in the county of Buckingham;—the manor of Aldbourn, in the county of Wilts;—our manors

Digitized by Google

ford, cum viginti et octo libris, sex solidis, et octo denariis, de feodi firma prioris et conventus monachorum de Thetford, et manerium de Methewolde, cum terris et tenementis nostris vocatis Rodmere juxta Methewold; ac hundreda nostra de Northerpyngham, Southerpyngham, Gallowe, et Brothercrosse, cum pertinentiis, in comitatu Norffolciæ;—maneria nostra de Hungerford, Esgarston, et Staunden, cum pertinentiis, in comitatu Bercheriæ; —et manerium nostrum de Soham, cum pertinentiis, in comitatu Cantabrigiæ:—Habendum et tenendum omnia prædicta castrum, maneria, hameletta, feodi firmas, hundreda, molendina, terras, tenementa, redditus, et servitia, cum pertinentiis, una cum feodis militum, ac omnibus aliis proficuis et commoditatibus eisdem castro, maneriis, terris, et tenementis spectantibus sive pertinentibus, eisdem cardinali, archiepiscopo, episcopis, comitibus, Johanni, Johanni, Waltero, Radulpho, Radulpho, Johanni, Henrico, Johanni, Ricardo, Adæ, Johanni, Waltero, Waltero, Edmundo, Johanni, Jacobo, Edwardo, Johanni, Johanni, Johanni, Willielmo, Johanni, et Ricardo, hæredibus et assignatis suis, de nobis et hæredibus nostris, per fidelitatem tantum, absque aliquo alio nobis vel hæredibus nostris inde reddendo, in perpetuum. Salvis semper et reservatis, nobis et hæredibus nostris Ducibus Lancastriæ, advocationibus ecclesiarum, abbatiarum, prioratuum, vicariarum, cantariarum, capellarum, hospitalium, et aliorum beneficiorum ecclesiasticorum quorumcunque, eisdem castro, maneriis, sive terris et tenementis, ullo modo spectantibus. Et nos et dicti hæredes nostri castrum, maneria, ac omnia singula præmissa, cum pertinentiis, præfatis cardinali, archiepiscopo, episcopis, comitibus, Johanni, Johanni, Waltero, Radulpho, Radulpho, Johanni, Henrico, Johanni, Ricardo, Adæ, Johanni, Waltero, Waltero, Edmundo, Johanni, Ja-

Digitized by Google

of Aylsham, Wighton, Snettisham, Fakenham, Gimingham, Tunstead, and Thetford, with twenty-eight pounds six shillings and eight-pence of the fee-farm of the prior and convent of monks of Thetford, and the manor of Methwold, with our lands and tenements called Rodmere, near Methwold, and our hundreds of North Erpingham, South Erpingham, Gallow, and Brothercross, with the appurtenances, in the county of Norfolk;—our manors of Hungerford, East Garston, and Staunden, with the appurtenances, in the county of Berks;—and our manor of Soham, with the appurtenances, in the county of Cambridge:—To have and to hold all the aforesaid castle, manors, hamlets, fee-farms, hundreds, mills, lands, tenements, rents, and services, with the appurtenances, together with the knights' fees, and all other profits and commodities belonging or pertaining to the same castle, manors, lands, and tenements, to the same cardinal, archbishop, bishops, earls, John, John, Walter, Ralph, Ralph, John, Henry, John, Richard, Adam, John, Walter, Walter, Edmund, John, James, Edward, John, John, John, William, John, and Richard, their heirs and assigns, of us and our heirs for ever, by fealty only, without rendering to us or our heirs any other thing therefore. Saving always and reserved to us and our heirs Dukes of Lancaster, the advowsons of churches, abbeys, priories, vicarages, chantries, chapels, hospitals, and other ecclesiastical benefices whatsoever in anywise belonging to the same castle, manors, or lands and tenements. And we and our said heirs will warrant and defend against all men the castle, manors, and all and singular the premises, with the appurtenances, to the aforesaid cardinal, archbishop, bishops, earls, John, John, Walter, Ralph, Ralph, John, Henry, John, Richard, Adam, John,

Digitized by Google

cobo, Edwardo, Johanni, Johanni, Johanni, Willielmo, Johanni, et Ricardo, hæredibus et assignatis suis, contra omnes homines warantizabimus et defendemus in perpetuum. Eo quod expressa mentio de vero valore annuo eorumdem castri, maneriorum, hamelettorum, feodi firmarum, hundredorum, molendinorum, terrarum, tenementorum, reddituum et servitiorum prædictorum, et cæterorum præmissorum, sic per nos ad præsens datorum et concessorum, ut præfertur, seu de aliis donis, rebus, vel possessionibus eisdem cardinali, archiepiscopo, episcopis, comitibus, Johanni, Johanni, Waltero, Radulpho, Radulpho, Johanni, Henrico, Johanni, Ricardo, Adæ, Johanni, Waltero, Waltero, Edmundo, Johanni, Jacobo, Edwardo, Johanni, Johanni, Johanni, Willielmo, Johanni, et Ricardo, aut eorum alicui, per nos, seu prædecessores nostros vel progenitores nostros, factis sive concessis, in præsentibus juxta formam statuti inde editi facta non existit, seu aliis causis, materiis, actibus, sive ordinationibus quibuscunque in contrarium editis, non obstantibus. In cujus rei testimonium has literas nostras fieri fecimus patentes. Datæ sub sigillo ducatus nostri Lancastriæ, apud manerium nostrum de Shene, penultimo die Novembris anno regni nostri vicesimo secundo.

Inspeximus etiam quasdam alias literas nostras patentes sub sigillo nostro ducatus nostri Lancastriæ factas in hæc verba:

Henricus, Dei gratia, Rex Angliæ et Franciæ, et Dominus Hiberniæ, omnibus ad quos præsentes literæ pervenerint, salutem. Sciatis, quod nos, ex certa scientia et mero motu nostris, certis necessariis et notabilibus de causis nos intime moventibus, dedimus, concessimus, et hac carta nostra confirmavimus, pro nobis et hæredibus nostris, venerabilibus patribus Johanni cardinali archie-

Digitized by Google

Walter, Walter, Edmund, John, James, Edward, John, John, John, William, John, and Richard, their heirs and assigns for ever. Notwithstanding that express mention is not made in these presents, according to the form of the statute in that behalf made, of the true yearly value of the same castle, manors, hamlets, fee-farms, hundreds, mills, lands, tenements, rents and services aforesaid, and other the premises, so by us now given and granted, as is aforesaid, or of other gifts, things, or possessions made or granted by us, or our predecessors, or our progenitors, to the same cardinal, archbishop, bishops, earls, John, John, Walter, Ralph, Ralph, John, Henry, John, Richard, Adam, John, Walter, Walter, Edmund, John, James, Edward, John, John, John, William, John, and Richard, or either of them, or notwithstanding any other causes, matters, acts, or ordinances whatsoever passed to the contrary. In witness whereof we have caused these our letters to be made patent. Given under the seal of our duchy of Lancaster, at our manor of Sheen, on the last day but one of November in the twenty-second year of our reign.

We have also inspected certain other our letters patent made under our seal of our duchy of Lancaster in these words:

Henry, by the grace of God, King of England and France, and Lord of Ireland, to all to whom the present letters shall come, greeting. Know ye, that we, of our certain knowledge and mere motion, for certain necessary and notable causes inwardly moving us, have given, granted, and by this our charter have confirmed, for us and our heirs, to the venerable fathers John cardinal archbishop of York, John archbishop of Canterbury, Robert bishop of London, William bishop of Lin-

Digitized by Google

piscopo Eborum, Johanni archiepiscopo Cantuariensi; Roberto Londonensi, Willielmo Lincolnensi, Willielmo Sarum, Thomæ Bathonensi et Wellensi, ac Johanni Wigornensi, episcopis; Henrico Northumbriæ, et Willielmo Suffolciæ, comitibus; Johanni vicecomiti Beaumont; Waltero domino de Hungerford, Radulpho domino de Cromwell, et Radulpho domino de Seudeley; Johanni Somerset, Henrico Seuer, Johanni Langton, Ricardo Andrewe, Adæ Moleyns, Johanni de la Bere, Waltero Lyhert, et Waltero Shirington, clericis; Edmundo Hungerford et Johanni Beauchamp, militibus; Jacobo Fenys, Edwardo Hull, Johanni Saintlo, Johanni Hampton, Johanni Noreys, Willielmo Tresham, Johanni Vampage, et Ricardo Alred, armigeris; maneria de Sombourn, Weston-Hertley, et Langstoke, cum pertinentiis, in comitatu Suthamtoniæ;—maneria de Everley, Colyngburn, Trowbrigge, Berewyk, et Esterton, cum pertinentiis, in comitatu Wiltesiæ;—manerium de Chepynglamburne, cum pertinentiis, in comitatu Bercheriæ;—maneria de Kyngeston Lacy, Wymborne, Blanford, et Shapwyke, cum pertinentiis, in comitatu Dorsetiæ;—manerium de Mynstreworth, cum pertinentiis, in comitatu Glocestriæ;—manerium de Hodenak, cum pertinentiis, in marchiis Walliæ;—manerium et socam de Snayth, cum pertinentiis, in comitatu Eborum:—Habendum et tenendum omnia prædicta maneria et socam, cum pertinentiis suis quibuscunque, una cum feodis militum ac omnibus aliis proficuis et commoditatibus prædictis maneriis et socæ spectantibus sive pertinentibus, eisdem cardinali, archiepiscopo, episcopis, comitibus, Johanni, Waltero, Radulpho, Radulpho, Johanni, Henrico, Johanni, Ricardo, Adæ, Johanni, Waltero, Waltero, Edmundo, Johanni, Jacobo, Edwardo, Johanni, Johanni, Johanni, Willielmo, Johanni, et Ricardo, hæredibus et assignatis suis, de nobis et hæredibus nostris, per fide-

Digitized by Google

coln, William bishop of Salisbury, Thomas bishop of Bath and Wells, and John bishop of Worcester; Henry earl of Northumberland and William earl of Suffolk; John viscount Beaumont; Walter lord de Hungerford, Ralph lord de Cromwell, and Ralph lord de Sudley; John Somerset, Henry Seuer, John Langton, Richard Andrewe, Adam Moleyns, John de la Bere, Walter Lyhert, and Walter Shirington, clerks; Edmund Hungerford and John Beauchamp, knights; James Fenys, Edward Hull, John Saintlo, John Hampton, John Noreys, William Tresham, John Vampage, and Richard Alred, esquires; the manors of Sombourn, Weston-Hartley, and Longstock, with the appurtenances, in the county of Southampton; — the manors of Everley, Collingbourne, Trowbridge, Berwick, and Easterton, with the appurtenances, in the county of Wilts;—the manor of Chipping Lambourn, with the appurtenances, in the county of Berks;—the manors of Kingston Lacy, Wimborne, Blandford, and Shapwick, with the appurtenances, in the county of Dorset;—the manor of Minsterworth, with the appurtenances, in the county of Gloucester;— the manor of Hodenak, with the appurtenances, in the Marches of Wales;—the manor and soke of Snaith, with the appurtenances, in the county of York:—To have and to hold all the aforesaid manors and soke, with whatsoever their appurtenances, together with the knights' fees, and all other profits and commodities belonging or appertaining to the aforesaid manors and soke, to the same cardinal, archbishop, bishops, earls, John, Walter, Ralph, Ralph, John, Henry, John, Richard, Adam, John, Walter, Walter, Edmund, John, James, Edward, John, John, John, William, John, and Richard, and to their heirs and assigns, of us and our heirs for ever, by fealty only, without ren-

Digitized by Google

litatem tantum, absque aliquo alio nobis vel hæredibus nostris inde reddendo, in perpetuum. Salvis semper et reservatis, nobis et hæredibus nostris Ducibus Lancastriæ, advocationibus ecclesiarum, prioratuum, abbatiarum, vicariarum, cantariarum, capellarum, hospitalium, et aliorum beneficiorum ecclesiasticorum quorumcunque, eisdem maneriis et socæ, cum pertinentiis, ullo modo spectantibus. Et nos et dicti hæredes nostri maneria et socam, ac omnia et singula præmissa cum pertinentiis, præfatis cardinali, archiepiscopo, episcopis, comitibus, Johanni, Waltero, Radulpho, Radulpho, Johanni, Henrico, Johanni, Ricardo, Adæ, Johanni, Waltero, Waltero, Edmundo, Johanni, Jacobo, Edwardo, Johanni, Johanni, Johanni, Willielmo, Johanni, et Ricardo, hæredibus et assignatis suis, contra omnes homines warantizabimus et defendemus in perpetuum. Eo quod expressa mentio de vero valore annuo eorumdem maneriorum et socæ, ac cæterorum præmissorum sic per nos ad præsens datorum et concessorum, ut præfertur, seu de aliis donis, rebus, vel possessionibus eisdem cardinali, archiepiscopo, episcopis, comitibus, Johanni, Waltero, Radulpho, Radulpho, Johanni, Henrico, Johanni, Ricardo, Adæ, Johanni, Waltero, Waltero, Edmundo, Johanni, Jacobo, Edwardo, Johanni, Johanni, Johanni, Willielmo, Johanni, et Ricardo, aut eorum alicui, per nos seu prædecessores vel progenitores nostros, factis sive concessis, in præsentibus juxta formam statuti inde editi facta non existit, seu aliis causis, materiis, actibus, sive ordinationibus quibuscunque in contrarium editis, factis, sive habitis, non obstantibus. In cujus rei testimonium has literas nostras fieri fecimus patentes. Datæ sub sigillo nostro ducatus nostri Lancastriæ, apud manerium nostrum de Shene, septimo die Julii anno regni nostri vicesimo secundo.

Digitized by Google

dering to us or our heirs any other thing therefore. Saving always and reserved to us and to our heirs Dukes of Lancaster the advowsons of churches, priories, abbeys, vicarages, chantries, chapels, hospitals, and other ecclesiastical benefices whatsoever in anywise belonging to the same manors and soke, with their appurtenances. And we and our said heirs will warrant and defend against all men the manors and soke, and all and singular the premises, with the appurtenances, to the aforesaid cardinal, archbishop, bishops, earls, John, Walter, Ralph, Ralph, John, Henry, John, Richard, Adam, John, Walter, Walter, Edmund, John, James, Edward, John, John, John, William, John, and Richard, their heirs and assigns for ever. Notwithstanding that express mention is not made in these presents, according to the form of the statute in that behalf made, of the true yearly value of the same manors and soke, and of the rest of the premises, so by us now given and granted, as is aforesaid, or of other gifts, things, or possessions made or granted by us or our predecessors or progenitors to the same cardinal, archbishop, bishops, earls, John, Walter, Ralph, Ralph, John, Henry, John, Richard, Adam, John, Walter, Walter, Edmund, John, James, Edward, John, John, John, William, John, and Richard, or any one of them, or notwithstanding any other causes, matters, acts, or ordinances whatsoever had, made, or passed to the contrary. In witness whereof we have caused these our letters to be made patent. Given under our seal of our duchy of Lancaster, at our manor of Sheen, on the seventh day of July in the twenty-second year of our reign.

We have inspected, moreover, other our letters patent made under our seal of our said duchy in these words:

Digitized by Google

Inspeximus insuper alias literas nostras patentes sub sigillo nostro dicti ducatus nostri factas in hæc verba:

Henricus, Dei gratia, Rex Angliæ et Franciæ, et Dominus Hiberniæ, omnibus ad quos præsentes literæ pervenerint, salutem. Sciatis, quod nos, ex certa scientia et mero motu nostris, certis necessariis et notabilibus de causis nos intime moventibus, dedimus, concessimus, et hac præsenti carta nostra confirmavimus, pro nobis et hæredibus nostris, venerabilibus patribus Johanni cardinali archiepiscopo Eborum, Johanni archiepiscopo Cantuariensi; Roberto Londonensi, Willielmo Lincolnensi, Willielmo Sarum, Thomæ Bathonensi et Wellensi, et Johanni Wigornensi, episcopis; Willielmo marchioni Suffolciæ; Henrico comiti Northumbriæ; Johanni vicecomiti Beaumont; Waltero domino de Hungerford, Radulpho domino de Cromwell, et Radulpho domino de Seudeley; Johanni Somersette, Henrico Seuer, Johanni Langton, Ricardo Andrewe, Adæ Moleyns, Johanni de la Bere, Waltero Lyhert, et Waltero Shirington, clericis; Edmundo Hungerford, Johanni Beauchamp, Jacobo Fenys, et Edwardo Hull, militibus; Johanni Saintlo, Johanni Hampton, Johanni Noreys, Willielmo Tresham, Johanni Vampage, et Ricardo Alred, armigeris; manerium et dominium de Bernolwyke, cum pertinentiis, in comitatu Eborum; manerium de Kylborn, cum pertinentiis, in eodem comitatu; feodi firmam vocatam Whitgift, cum pertinentiis, in comitatu prædicto:—Habendum et tenendum omnia prædicta maneria, dominium, et feodi firmam, cum pertinentiis suis quibuscunque, una cum feodis militum et omnibus aliis proficuis et commoditatibus prædictis maneriis, dominio, et feodi firmæ spectantibus sive pertinentibus, eisdem cardinali, archiepiscopo, episcopis, marchioni, comiti, Johanni, Waltero, Radulpho, Radulpho, Johanni,

Digitized by Google

Henry, by the grace of God, King of England and France, and Lord of Ireland, to all to whom the present letters shall come, greeting. Know ye, that we, of our certain knowledge and mere motion, for certain necessary and notable causes inwardly moving us, have given, granted, and by this our present charter have confirmed, for us and our heirs, to the venerable fathers John cardinal archbishop of York, John archbishop of Canterbury, Robert bishop of London, William bishop of Lincoln, William bishop of Salisbury, Thomas bishop of Bath and Wells, and John bishop of Worcester; William marquis of Suffolk; Henry earl of Northumberland; John viscount Beaumont; Walter lord de Hungerford, Ralph lord de Cromwell, and Ralph lord de Sudley; John Somersette, Henry Seuer, John Langton, Richard Andrewe, Adam Moleyns, John de la Bere, Walter Lyhert, and Walter Shirington, clerks; Edmund Hungerford, John Beauchamp, James Fenys, and Edward Hull, knights; John Saintlo, John Hampton, John Noreys, William Tresham, John Vampage, and Richard Alred, esquires; the manor and lordship of Barnoldwick, with the appurtenances, in the county of York; the manor of Kilburn, with the appurtenances, in the same county; the fee-farm called Whitgift, with the appurtenances, in the aforesaid county:—To have and to hold all the aforesaid manors, lordship, and fee-farm, with whatsoever their appurtenances, together with the knights' fees, and all other profits and commodities belonging or appurtenant to the aforesaid manors, lordship, and fee-farm, to the same cardinal, archbishop, bishops, marquis, earl, John, Walter, Ralph, Ralph, John, Henry, John, Richard, Adam, John, Walter, Walter, Edmund, John, James, Edward, John, John, John, William, John, and Richard, their heirs and assigns, of us and our heirs

Digitized by Google

Henrico, Johanni, Ricardo, Adæ, Johanni, Waltero, Waltero, Edmundo, Johanni, Jacobo, Edwardo, Johanni, Johanni, Johanni, Willielmo, Johanni, et Ricardo, hæredibus et assignatis suis, de nobis et hæredibus nostris, per fidelitatem tantum, absque aliquo alio nobis vel hæredibus nostris inde reddendo, in perpetuum. Salvis semper et reservatis, nobis et hæredibus nostris Ducibus Lancastriæ, advocationibus ecclesiarum, abbatiarum, prioratuum, vicariarum, cantariarum, capellarum, hospitalium, et aliorum beneficiorum ecclesiasticorum quorumcunque, eisdem maneriis, dominio, et feodi firmæ, cum pertinentiis, ullo modo spectantibus. Et nos et dicti hæredes nostri maneria, dominium, et feodi firmam, ac omnia et singula præmissa, cum pertinentiis, præfatis cardinali, archiepiscopo, episcopis, marchioni, comiti, Johanni, Waltero, Radulpho, Radulpho, Johanni, Henrico, Johanni, Ricardo, Adæ, Johanni, Waltero, Waltero, Edmundo, Johanni, Jacobo, Edwardo, Johanni, Johanni, Johanni, Willielmo, Johanni, et Ricardo, hæredibus et assignatis suis, contra omnes gentes warantizabimus et defendemus in perpetuum. Eo quod expressa mentio de vero valore annuo eorumdem maneriorum, dominii, et feodi firmæ, ac cæterorum præmissorum sic per nos ad præsens datorum et concessorum, ut præfertur, seu de aliis donis, rebus, vel possessionibus eisdem cardinali, archiepiscopo, episcopis, marchioni, comiti, Johanni, Waltero, Radulpho, Radulpho, Johanni, Henrico, Johanni, Ricardo, Adæ, Johanni, Waltero, Waltero, Edmundo, Johanni, Jacobo, Edwardo, Johanni, Johanni, Johanni, Willielmo, Johanni, et Ricardo, aut eorum alicui, per nos seu prædecessores vel progenitores nostros factis sive concessis, in præsentibus juxta formam statuti inde editi facta non existit, seu aliis causis, materiis, actibus, sive ordinationibus quibuscunque in contrarium factis, edi-

Digitized by Google

for ever, by fealty only, without rendering to us or our heirs any other thing therefore. Saving always and reserved to us and to our heirs Dukes of Lancaster the advowsons of churches, abbeys, priories, vicarages, chantries, chapels, hospitals, and other ecclesiastical benefices whatsoever, in any manner belonging to the same manors, lordship, and fee-farm, with their appurtenances. And we and our said heirs will warrant and defend against all people the manors, lordship, and fee-farm, and all and singular the premises, with their appurtenances, to the aforesaid cardinal, archbishop, bishops, marquis, earl, John, Walter, Ralph, Ralph, John, Henry, John, Richard, Adam, John, Walter, Walter, Edmund, John, James, Edward, John, John, John, William, John, and Richard, their heirs and assigns for ever. Notwithstanding that express mention is not made in these presents, according to the form of the statute in that behalf made, of the true annual value of the same manors, lordship, and fee-farm, and other the premises, so by us now given and granted, as is aforesaid, or of other gifts, things, or possessions made or granted by us or our predecessors or progenitors to the same cardinal, archbishop, bishops, marquis, earl, John, Walter, Ralph, Ralph, John, Henry, John, Richard, Adam, John, Walter, Walter, Edmund, John, James, Edward, John, John, John, William, John, and Richard, or any one of them, or notwithstanding other causes, matters, acts, or ordinances whatsoever made, passed, or had to the contrary. In witness whereof we have caused these our letters to be made patent. Given under our seal of our duchy of Lancaster, at our castle of Windsor, on the twenty-third day of February in the twenty-third year of our reign.

Digitized by Google

tis, sive habitis, non obstantibus. In cujus rei testimonium has literas nostras fieri fecimus patentes. Datæ sub sigillo nostro ducatus nostri Lancastriæ, apud castrum nostrum de Wyndesore, vicesimo tertio die Februarii anno regni nostri vicesimo tertio.

Inspeximus etiam alias literas nostras patentes sub sigillo nostro dicti ducatus nostri factas in hæc verba:

Henricus, Dei gratia, Rex Angliæ et Franciæ, et Dominus Hiberniæ, omnibus ad quos præsentes literæ pervenerint, salutem. Sciatis, quod nos, ex certa scientia et mero motu nostris, certis necessariis et notabilibus de causis nos intime moventibus, dedimus, concessimus, et hac præsenti carta nostra confirmavimus, pro nobis et hæredibus nostris, venerabilibus patribus Johanni cardinali archiepiscopo Eborum, Johanni archiepiscopo Cantuariensi; Roberto Londonensi, Willielmo Lincolnensi, Willielmo Sarum, Thomæ Bathonensi et Wellensi, ac Johanni Wigornensi, episcopis; Willielmo marchioni Suffolciæ; Henrico Northumbriæ comiti; Johanni vicecomiti Beaumont; Waltero domino de Hungerford, Radulpho domino de Cromwell, et Radulpho de Seudeley; Johanni Somerset, Henrico Seuer, Johanni Langton, Ricardo Andrewe, Adæ Moleyns, Johanni de la Bere, Waltero Lyhert, et Waltero Shirington, clericis; Edmundo Hungerford, Johanni Beauchamp, Jacobo Fenys, et Edwardo Hull, militibus; Johanni Saintlo, Johanni Hampton, Johanni Noreys, Willielmo Tresham, Johanni Vampage, et Ricardo Alred, armigeris; castra, dominia, et maneria de Kedwelly, Kairkenny, Iskenny, et Karnwalthan, cum membris et pertinentiis suis; castrum, manerium, et dominium de Oggemore, cum membris et pertinentiis suis; castra, dominia, et maneria de Monnemouth, Grossemont, Skenfrith, et Whitecastell, cum membris et pertinentiis suis; et manerium

Digitized by Google

We have also inspected other our letters patent made under our seal of our said duchy in these words:

Henry, by the grace of God, King of England and France, and Lord of Ireland, to all to whom the present letters shall come, greeting. Know ye, that we, of our certain knowledge and mere motion, for certain necessary and notable causes inwardly moving us, have given, granted, and by this our present charter have confirmed, for us and our heirs, to the venerable fathers, John cardinal archbishop of York, John archbishop of Canterbury, Robert bishop of London, William bishop of Lincoln, William bishop of Salisbury, Thomas bishop of Bath and Wells, and John bishop of Worcester; William marquis of Suffolk; Henry earl of Northumberland; John viscount Beaumont; Walter lord de Hungerford, Ralph lord de Cromwell, and Ralph lord de Sudley; John Somerset, Henry Seuer, John Langton, Richard Andrewe, Adam Moleyns, John de la Bere, Walter Lyhert, and Walter Shirington, clerks; Edmund Hungerford, John Beauchamp, James Fenys, and Edward Hull, knights; John Saintlo, John Hampton, John Noreys, William Tresham, John Vampage, and Richard Alred, esquires; the castles, lordships, and manors of Kidwelly, Kairkenny, Iskenny, and Karnwalthan, with their members and appurtenances; the castle, manor, and lordship of Ogmore, with its members and appurtenances; the castles, lordships, and manors of Monmouth, Grosmont, Skenfreth, and Whitecastle, with their members and appurtenances; and the manor or lordship of Ebboth with its members and appurtenances, in South Wales and the Marches of the same; — the castle, lordship, manor, and honor of Pevensey, with its members and appurtenances, in the county of Sussex;—the lordship,

Digitized by Google

sive dominium de Ebboth, cum membris et pertinentiis suis, in Suthwallia et marchiis ejusdem;—castrum, dominium, manerium, et honorem de Pevenesey, cum membris et pertinentiis suis, in comitatu Sussexiæ;—dominium, manerium, et villam de Beston super mare, cum membris et pertinentiis suis, in comitatu Norffolciæ;—castrum, dominium, et manerium de Casteldonyngton, cum membris et pertinentiis suis, in comitatu Leicestriæ;—feoda comitatuum Lincolniæ et Derbeiæ, cum pertinentiis suis;—castrum, villam, dominium, manerium, et honorem de Tikhill, cum membris et pertinentiis suis, in comitatu Eborum:—Habendum et tenendum omnia prædicta castra, dominia, villas, maneria, et honores, et feoda comitatuum, cum membris et pertinentiis suis quibuscunque, una cum feodis militum et omnibus aliis proficuis et commoditatibus eisdem castris, dominiis, villis, maneriis, honoribus, et feodis comitatuum spectantibus sive pertinentibus, eisdem cardinali, archiepiscopo, episcopis, marchioni, comiti, Johanni, Waltero, Radulpho, Radulpho, Johanni, Henrico, Johanni, Ricardo, Adæ, Johanni, Waltero, Waltero, Edmundo, Johanni, Jacobo, Edwardo, Johanni, Johanni, Johanni, Willielmo, Johanni, et Ricardo, hæredibus et assignatis suis, per fidelitatem tantum, absque aliquo alio nobis vel hæredibus nostris inde reddendo, in perpetuum. Salvis semper et reservatis, nobis et hæredibus nostris Ducibus Lancastriæ, advocationibus ecclesiarum, abbatiarum, prioratuum, vicariarum, cantariarum, capellarum, hospitalium, et aliorum beneficiorum ecclesiasticorum quorumcunque, eisdem castris, dominiis, villis, maneriis, honoribus, et feodis comitatuum, cum membris et pertinentiis suis, ullo modo spectantibus. Et nos et dicti hæredes nostri castra, dominia, villas, maneria, honores, et feoda comitatuum, ac omnia et singula præmissa, cum pertinentiis, præfatis car-

Digitized by Google

manor, and town of Beeston on the Sea, with its members and appurtenances, in the county of Norfolk; — the castle, lordship, and manor of Castle Donington, with its members and appurtenances, in the county of Leicester;—the fees of the counties of Lincoln and Derby, with their appurtenances; — the castle, town, lordship, manor, and honor of Tickhill, with its members and appurtenances, in the county of York:—To have and to hold all the aforesaid castles, lordships, towns, manors, and honors, and fees of counties, with whatsoever their members and appurtenances, together with the knights' fees, and all other profits and commodities belonging or appertaining to the same castles, lordships, towns, manors, honors, and fees of counties, to the same cardinal, archbishop, bishops, marquis, earl, John, Walter, Ralph, Ralph, John, Henry, John, Richard, Adam, John, Walter, Walter, Edmund, John, James, Edward, John, John, John, William, John, and Richard, their heirs and assigns for ever, by fealty only, without rendering to us or our heirs any other thing therefore. Saving always and reserved to us and to our heirs Dukes of Lancaster the advowsons of churches, abbeys, priories, vicarages, chantries, chapels, hospitals, and other ecclesiastical benefices whatsoever, in any manner belonging to the same castles, lordships, towns, manors, honors, and fees of counties, with their members and appurtenances. And we and our said heirs will warrant and defend against all people the castles, lordships, towns, manors, honors, and fees of counties, and all and singular the premises, with their appurtenances, to the aforesaid cardinal, archbishop, bishops, marquis, earl, John, Walter, Ralph, Ralph, John, Henry, John, Richard, Adam, John, Walter, Walter, Edmund, John, James, Ed-

Digitized by Google

dinali, archiepiscopo, episcopis, marchioni, comiti, Johanni, Waltero, Radulpho, Radulpho, Johanni, Henrico, Johanni, Ricardo, Adæ, Johanni, Waltero, Waltero, Edmundo, Johanni, Jacobo, Edwardo, Johanni, Johanni, Johanni, Willielmo, Johanni, et Ricardo, hæredibus et assignatis suis, contra omnes gentes warantizabimus et defendemus in perpetuum. Eo quod expressa mentio de vero valore annuo eorumdem castrorum, dominiorum, villarum, maneriorum, honorum, et feodorum comitatuum, ac cæterorum præmissorum, sic per nos ad præsens datorum et concessorum, ut præfertur, seu de aliis donis, rebus, vel possessionibus eisdem cardinali, archiepiscopo, episcopis, marchioni, comiti, Johanni, Waltero, Radulpho, Radulpho, Johanni, Henrico, Johanni, Ricardo, Adæ, Johanni, Waltero, Waltero, Edmundo, Johanni, Jacobo, Edwardo, Johanni, Johanni, Johanni, Willielmo, Johanni, et Ricardo, aut eorum alicui, per nos seu prædecessores vel progenitores nostros factis sive concessis, in præsentibus juxta formam statuti inde editi facta non existit, seu aliis causis, materiis, actibus, sive ordinationibus quibuscunque in contrarium factis, editis, sive habitis, non obstantibus. In cujus rei testimonium has literas nostras fieri fecimus patentes. Datæ sub sigillo nostro ducatus nostri Lancastriæ, apud castrum nostrum de Wyndesore, vicesimo nono die Junii anno regni nostri vicesimo tertio.

Nos autem literas nostras prædictas, præfatis cardinali, archiepiscopo, episcopis, Johanni Carpenter nunc episcopo Wigornensi, Adæ Moleyns nunc episcopo Cicestrensi, Waltero Lyhert nunc episcopo Norwicensi; Willielmo comiti Suffolciæ nunc marchioni Suffolciæ; Henrico comiti Northumbriæ; Johanni vicecomiti Beaumont; Waltero domino de Hungerford, Radulpho domino de Cromwell, Radulpho domino de Seudeley; Johanni Somerset, Henrico Seuer,

Digitized by Google

ward, John, John, John, William, John, and Richard, their heirs and assigns for ever. Notwithstanding that express mention is not made in these presents, according to the form of the statute in that behalf made, of the true yearly value of the same castles, lordships, towns, manors, honors, and fees of counties, and other the premises, so by us now given and granted, as is aforesaid, or of other gifts, things, or possessions made or granted by us or our predecessors or progenitors to the same cardinal, archbishop, bishops, marquis, earl, John, Walter, Ralph, Ralph, John, Henry, John, Richard, Adam, John, Walter, Walter, Edmund, John, James, Edward, John, John, John, William, John, and Richard, or any of them, or notwithstanding other causes, matters, acts, or ordinances whatsoever made, passed, or had to the contrary. In witness whereof, we have caused these our letters to be made patent. Given under our seal of our duchy of Lancaster, at our castle of Windsor, on the twenty-ninth day of June in the twenty-third year of our reign.

NOW we, with the assent of the Lords Spiritual and Temporal, and Commons, of our realm of England, in our present Parliament assembled, do ratify, confirm, and approve, by the authority of the same Parliament, our aforesaid letters, made, as is aforesaid, to the aforesaid cardinal, archbishop, bishops, John Carpenter now bishop of Worcester, Adam Moleyns now bishop of Chichester, Walter Lyhert now bishop of Norwich; William earl of Suffolk now marquis of Suffolk; Henry earl of Northumberland; John viscount Beaumont; Walter lord de Hungerford, Ralph lord de Cromwell, Ralph lord de Sudley; John Somerset, Henry Seuer, John Langton, Richard Andrew, John de la Bere, and Walter Shi-

Digitized by Google

Johanni Langton, Ricardo Andrew, Johanni de la Bere, et Waltero Shirington, clericis; Edmundo Hungerford, et Johanni Beauchamp, militibus; Jacobo Fenys nunc militi, Edwardo Hull nunc militi; Johanni Saintlo, Johanni Hampton, Johanni Noreys, Willielmo Tresham, Johanni Vampage, et Ricardo Alred, armigeris, ut prædicitur, factas, ex assensu Dominorum Spiritualium et Temporalium, ac Communitatis regni nostri Angliæ, in præsenti Parliamento nostro existentium, auctoritate ejusdem Parliamenti, ratificamus, confirmamus, et approbamus; ac omnia et singula castra, dominia, maneria, hameletta, feodi firmas, hundreda, molendina, terras, tenementa, redditus, servitia, honores, villas, socas, et feoda comitatuum, ac cætera præmissa, in eisdem literis nostris contenta, nominata, sive specificata, eisdem cardinali, archiepiscopo, episcopis, marchioni, comiti, Johanni, Waltero, Radulpho, Radulpho, Johanni, Henrico, Johanni, Ricardo, Johanni, Waltero, Edmundo, Johanni, Jacobo, Edwardo, Johanni, Johanni, Johanni, Willielmo, Johanni, et Ricardo, auctoritate prædicta, damus et concedimus per præsentes. Habenda sibi, hæredibus et assignatis suis in perpetuum, ad perficiendum et perimplendum voluntatem nostram de et super dispositione eorumdem castrorum, dominiorum, maneriorum, hamelettorum, feodi firmarum, hundredorum, molendinorum, terrarum, et tenementorum, reddituum, servitiorum, honorum, villarum, socarum, et feodorum comitatuum, ac cæterorum præmissorum, per nos in posterum fiendam et ordinandam, eisdem feoffatis nostris prædictis, ex parte nostra declarandam et notificandam. Salvis quibuscunque ligeis nostris statu, possessione, jure, titulo, et interesse suis, ac vadiis, feodis, annuitatibus, custodiis, officiis, et firmis quibuscunque in seu de dicto ducatu nostro Lancastriæ, aut aliqua parcella præmissorum, si quæ habeant in eisdem.

Digitized by Google

rington, clerks; Edmund Hungerford and John Beauchamp, knights; James Fenys now knight, Edward Hull now knight; John Saintlo, John Hampton, John Noreys, William Tresham, John Vampage, and Richard Alred, esquires; and do give and grant by these presents, with the authority aforesaid, all and singular the castles, lordships, manors, hamlets, fee-farms, hundreds, mills, lands, tenements, rents, services, honors, towns, sokes, and fees of counties, and the rest of the premises, contained, named, or specified in our same letters, unto the same cardinal, archbishop, bishops, marquis, earl, John, Walter, Ralph, Ralph, John, Henry, John, Richard, John, Walter, Edmund, John, James, Edward, John, John, John, William, John, and Richard: To have to them, their heirs and assigns for ever, to do and fulfil our will, by us hereafter to be made and ordained, and to be declared and notified on our behalf to our aforesaid feoffees, upon and concerning the disposition of the same castles, lordships, manors, hamlets, fee-farms, hundreds, mills, lands and tenements, rents, services, honors, towns, sokes, and fees of counties, and the rest of the premises. Saving to all our lieges whomsoever their estate, possession, right, title, and interest, and whatsoever their wages, fees, annuities, wardships, offices, and farms in or of our said duchy of Lancaster, or of any parcel of the premises, if they have any in the same.

Digitized by Google

XXXI.

Petitio in Parliamento tento anno regni Regis Henrici Sexti post Conquestum vicesimo septimo.

SOIT BAILLE AS SEIGNEURS.

Ex originali in Turr. Lond. n. 12. 27 Hen. 6.

THE King willeth that his lettres patentes, sufficient in lawe, be made by auctorite of this present Parlement unto the persones beneth specified, after the forme under writon:

Rex, omnibus ad quos, &c. salutem. Sciatis, quod nos, ex certa scientia et mero motu nostris, ac certis necessariis et notabilibus de causis nos intime moventibus, de avisamento et assensu Dominorum Spiritualium et Temporalium, ac Communitatis regni nostri Angliæ, in præsenti Parliamento nostro existentium, ac auctoritate ejusdem Parliamenti, dedimus, concessimus, et hac præsenti carta nostra confirmavimus, pro nobis et hæredibus nostris, Johanni cardinali et archiepiscopo Eborum, Johanni archiepiscopo Cantuariensi, Willielmo Wintonensi, Willielmo Lincolnensi, Willielmo Saresburiensi, Thomæ Bathonensi et Wellensi, Johanni Wigornensi, Adæ Cicestrensi, Waltero Norwicensi, Johanni Menevensi, episcopis; Willielmo duci Suffolciæ; Henrico comiti Northumbriæ; Johanni vicecomiti Beaumont; Waltero domino de Hungreford, Radulpho domino de Cromwell, Radulpho domino de Seudeley, Jacobo domino de Say, Johanni domino de Beauchamp; Johanni Chedworth, Willielmo Westbury, Johanni Somerset, Henrico Seuer, Ricardo Andrewe, Willielmo Say, Nicholao Cloos, Roberto Wodelarke, Thomæ Barker, clericis; Edmundo Hungreford, Edwardo Hull,

Digitized by Google

XXXI.

Petition in the Parliament holden in the twenty-seventh year of the reign of King Henry the Sixth after the Conquest.

LET IT BE DELIVERED TO THE LORDS.

16th July. 27 Hen. 6. A.D. 1449.

Certain lands, parcel of the Duchy of Lancaster, granted to feoffees to perform the will of King Henry the Sixth.

THE King willeth that his letters patent, sufficient in law, be made by authority of this present Parliament unto the persons beneath specified, after the form under written:

The King, to all to whom, &c. greeting. Know ye, that we, of our certain knowledge and mere motion, and for certain necessary and notable causes inwardly moving us, have, by the advice and assent of the Lords Spiritual and Temporal, and Commons of our realm of England, in our present Parliament assembled, and by the authority of the same Parliament, given, granted, and by this our present charter have confirmed, for us and our heirs, to John cardinal and archbishop of York, John archbishop of Canterbury, William bishop of Winchester, William bishop of Lincoln, William bishop of Salisbury, Thomas bishop of Bath and Wells, John bishop of Worcester, Adam bishop of Chichester, Walter bishop of Norwich, John bishop of St. David's; William duke of Suffolk; Henry earl of Northumberland; John viscount Beaumont; Walter lord de Hungerford, Ralph lord de Cromwell, Ralph lord de Sudley, James lord de Say, John lord de Beauchamp; John Chedworth, William Westbury, John Somerset, Henry Seuer, Richard Andrewe, William Say, Nicholas Cloos, Robert Wodelarke, Thomas Barker, clerks; Edmund Hungerford, Edward Hull,

Digitized by Google

militibus; Johanni Hampton, Johanni Norreys, Johanni Say, Willielmo Tresham, et Johanni Vampage, armigeris; hæredibus et assignatis suis, castrum, dominium, sive manerium de Novo Castro subtus Linam, in comitatu Staffordiæ, cum pertinentiis;—wapentachium sive socagium de Wirkesworth, maneria et villas de Wirkesworth et Assheburne, ac wapentachia de Plumtre et Rysley, cum singulis eorum pertinentiis, in comitatu Derbeiæ;—wapentachium de Allerton cum pertinentiis, maneria de Laughton, Gryngley, et Wheteley, cum pertinentiis, in comitatu Notinghamiæ, et alibi;—manerium de Fulmodeston, necnon firmam et redditum ejusdem, in comitatu Norffolciæ, cum pertinentiis;—manerium de Bradford cum pertinentiis, castrum, dominium, et manerium de Knaresburgh, maneria de Screvyn, Rouclyf, et Aldeburgh, ballivam burgi de Knaresburgh, molendina de Knaresburgh, et forestam sive chaceam de Knaresburgh cum pertinentiis, una cum omnibus et singulis exitibus, firmis, reventionibus, proficuis, et commoditatibus de Wharfedale, Swyndon, Okeden, et Fulwith, cum pertinentiis, ac aliis proficuis dictæ forestæ quibuscunque, parcum de Haywra, parcum de Bilton, et parcum del Hay cum pertinentiis, cum omnibus et singulis firmis, proficuis, reventionibus, commoditatibus ballivæ libertatis de Knaresburgh prædictæ, molendina de Burghbryg, et wapentachium de Staneclyf cum pertinentiis, castrum, dominium, et manerium de Pikeryng cum pertinentiis, manerium de Scalby cum pertinentiis, et cum agistamento et omnibus aliis proficuis ejusdem manerii, una cum exitibus, proficuis, reventionibus, et commoditatibus ballivæ libertatis de Pikeryng prædictæ in comitatu Eborum, et alibi;—manerium de Henton cum pertinentiis, manerium de Wodespene cum pertinentiis, in comitatu Bercheriæ;—et manerium de Pole cum perti-

Digitized by Google

knights; John Hampton, John Norreys, John Say, William Tresham, and John Vampage, esquires, their heirs and assigns, the castle, lordship, or manor of Newcastle-under-Lyne, in the county of Stafford, with its appurtenances;—the wapentake or socage of Wirksworth, the manors and towns of Wirksworth and Ashborne, and the wapentakes of Plumtree and Risley, with every of their appurtenances, in the county of Derby;—the wapentake of Allerton, with its appurtenances, the manors of Laughton, Gringley, and Wheatley, with the appurtenances, in the county of Nottingham, and elsewhere;—the manor of Fulmodeston, also the farm and rent of the same, in the county of Norfolk, with the appurtenances;—the manor of Bradford, with the appurtenances, the castle, lordship, and manor of Knaresborough, the manors of Scriven, Rocliffe, and Aldborough, the bailiwick of the borough of Knaresborough, the mills of Knaresborough, and the forest or chace of Knaresborough with the appurtenances, together with all and singular the issues, farms, revenues, profits, and commodities of Wharfedale, Swindon, Okeden, and Fulwith, with the appurtenances, and all other profits whatsoever of the said forest, the park of Haywra, the park of Bilton, and the park of the Hay with the appurtenances, with all and singular the farms, profits, revenues, and commodities of the bailiwick of the liberty of Knaresborough aforesaid, the mills of Boroughbridge, and the wapentake of Staincliffe with the appurtenances, the castle, lordship, and manor of Pickering with the appurtenances, the manor of Scalby with the appurtenances, and with the agistment and all other profits of the same manor, together with the issues, profits, revenues, and commodities of the bailiwick of the liberty of Pickering aforesaid, in the county of York, and elsewhere;—the manor

Digitized by Google

nentiis, in comitatu Wiltesiæ;—necnon omnia et singula terras, tenementa, redditus, reversiones, et servitia cum pertinentiis, una cum feodis militum, parcis, warennis, chaceis, mineris, piscariis, ac omnibus et singulis aliis proficuis et commoditatibus, quæ nobis, vel hæredibus nostris Ducibus Lancastriæ, ratione dictorum castrorum, dominiorum, villarum, maneriorum, socagii, wapentachiorum, ballivarum, terrarum, et tenementorum, ac cæterorum præmissorum, in comitatibus prædictis, vel alibi, quæ parcella ducatus nostri Lancastriæ prædicti existunt, pertinent vel competunt, aut pertinere vel competere poterunt, quovismodo; et quæ nos, aut progenitores vel antecessores nostri Duces Lancastriæ, in eisdem castris, dominiis, villis, maneriis, burgo, socagio, wapentachiis, ballivis, terris, tenementis, ac cæteris præmissis, ratione ducatus nostri prædicti habere seu percipere consuevimus; necnon cum omnibus proficuis, exitibus, reventionibus, et emolumentis, de quibus per feodarios nostros, seu progenitorum nostrorum vel antecessorum nostrorum Ducum Lancastriæ, comitatuum Sussexiæ, Norffolciæ, Somersetiæ, Dorsetiæ, Suthamtoniæ, Wiltesiæ, Oxoniæ, et Bercheriæ, cum pertinentiis, seu eorum aliquem, nobis seu aliquibus dictorum progenitorum sive antecessorum nostrorum ante hæc tempora responderi usitatum fuerit vel consuetum:—Habendum et tenendum omnia et singula prædicta castra, dominia, villas, maneria, socagium, wapentachia, molendina, ballivas, forestam sive chaceam, parcos, agistamentum, terras, tenementa, redditus, reversiones, et servitia cum pertinentiis, una cum exitibus, proficuis, reventionibus, et commoditatibus, emolumentis et cæteris præmissis quibuscunque, præfatis cardinali, archiepiscopo, episcopis, duci, comiti, Johanni, Waltero, Radulpho, Radulpho, Jacobo, Johanni, Johanni, Willielmo, Johanni,

Digitized by Google

of Henton with the appurtenances, the manor of Wood Speen with the appurtenances, in the county of Berks;—and the manor of Poole with the appurtenances, in the county of Wilts;—and also all and singular the lands, tenements, rents, reversions, and services, with the appurtenances, together with the knights' fees, parks, warrens, chaces, mines, fisheries, and all and singular the other profits and commodities, which pertain or belong, or may in any way pertain or belong, to us or to our heirs Dukes of Lancaster by reason of the said castles, lordships, towns, manors, socage, wapentakes, bailiwicks, lands and tenements, and the rest of the premises, in the counties aforesaid, or elsewhere, which are parcel of our duchy of Lancaster aforesaid; and which we, or our progenitors or ancestors Dukes of Lancaster, have, by reason of our duchy aforesaid, been accustomed to have or to receive in the same castles, lordships, towns, manors, borough, socage, wapentakes, bailiwicks, lands, tenements, and the rest of the premises; also with all the profits, issues, revenues, and emoluments, in respect of which we or any of our said progenitors or ancestors have been previously used or accustomed to be answered by the feodaries, or any one of them, of us, or of our progenitors or ancestors Dukes of Lancaster, of the counties of Sussex, Norfolk, Somerset, Dorset, Southampton, Wilts, Oxford, and Berks, with the appurtenances:—To have and to hold, from the feast of St. Michael last past, all and singular the aforesaid castles, lordships, towns, manors, socage, wapentakes, mills, bailiwicks, forest or chace, parks, agistment, lands, tenements, rents, reversions, and services, with the appurtenances, together with the issues, profits, revenues, and commodities, emoluments and other premises whatsoever, to the aforesaid cardinal, arch-

Digitized by Google

Henrico, Ricardo, Willielmo, Nicholao, Roberto, Thomæ, Edmundo, Edwardo, Johanni, Johanni, Johanni, Willielmo, et Johanni, hæredibus et assignatis suis, a festo Sancti Michaelis ultimo præterito in perpetuum, de nobis et hæredibus nostris, per fidelitatem tantum, absque aliquo nobis vel hæredibus nostris inde reddendo; ad inde perficiendum et perimplendum voluntatem nostram, per nos factam et ordinatam, vel per nos super eisdem exnunc fiendam et ordinandam, ac eisdem cardinali, archiepiscopo, episcopis, duci, comiti, Johanni, Waltero, Radulpho, Radulpho, Jacobo, Johanni, Johanni, Willielmo, Johanni, Henrico, Ricardo, Willielmo, Nicholao, Roberto, Thomæ, Edmundo, Edwardo, Johanni, Johanni, Johanni, Willielmo, et Johanni, hæredibus seu assignatis suis, ex parte nostra declaratam et notificatam, vel imposterum declarandam et notificandam. Salvis semper et reservatis nobis, et hæredibus nostris Ducibus Lancastriæ, advocationibus ecclesiarum, abbatiarum, prioratuum, vicariarum, cantariarum, capellarum, hospitalium, et aliorum beneficiorum ecclesiasticorum quorumcunque, eisdem castris, dominiis, villis, maneriis, terris seu tenementis, aut alicui eorum, ullo modo spectantibus. Et nos vero et hæredes nostri prædicta castra, dominia, maneria, villas, socagium, wapentachia, molendina, ballivas, forestam, parcos, agistamentum, terras, tenementa, redditus, reversiones, et servitia, cum pertinentiis, una cum omnibus et singulis aliis præmissis, exceptis præexceptis et reservatis, præfatis cardinali, archiepiscopo, episcopis, duci, comiti, Johanni, Waltero, Radulpho, Radulpho, Jacobo, Johanni, Johanni, Willielmo, Johanni, Henrico, Ricardo, Willielmo, Nicholao, Roberto, Thomæ, Edmundo, Edwardo, Johanni, Johanni, Johanni, Willielmo, et Johanni, hæredibus et assignatis suis, contra omnes gentes in forma prædicta warantiza-

Digitized by Google

bishop, bishops, duke, earl, John, Walter, Ralph, Ralph, James, John, John, William, John, Henry, Richard, William, Nicholas, Robert, Thomas, Edmund, Edward, John, John, John, William, and John, their heirs and assigns, of us and our heirs for ever, by fealty only, without rendering any other thing to us or our heirs therefore; therewith to do and fulfil our will by us made and ordained respecting the same, or hereafter to be made and ordained by us, and declared and notified, or hereafter to be declared and notified on our behalf, to the same cardinal, archbishop, bishops, duke, earl, John, Walter, Ralph, Ralph, James, John, John, William, John, Henry, Richard, William, Nicholas, Robert, Thomas, Edmund, Edward, John, John, John, William, and John, their heirs or assigns. Saving always and reserved to us and our heirs Dukes of Lancaster the advowsons of churches, abbeys, priories, vicarages, chantries, chapels, hospitals, and other ecclesiastical benefices whatsoever, in any manner belonging to the same castles, lordships, towns, manors, lands or tenements, or any of them. And we, moreover, and our heirs, will warrant and defend against all people, in form aforesaid, the aforesaid castles, lordships, manors, towns, socage, wapentakes, mills, bailiwicks, forest, parks, agistment, lands, tenements, rents, reversions, and services, with the appurtenances, together with all and singular other the premises, except the before excepted and reserved, to the aforesaid cardinal, archbishop, bishops, duke, earl, John, Walter, Ralph, Ralph, James, John, John, William, John, Henry, Richard, William, Nicholas, Robert, Thomas, Edmund, Edward, John, John, John, William, and John, their heirs and assigns for ever. We have also granted, with the assent and authority aforesaid, to the aforesaid cardinal, archbishop, bishops, duke, earl, John, Walter, Ralph, Ralph,

The feoffees of the lands now granted, and likewise of those

Digitized by Google

bimus et defendemus in perpetuum. Concessimus etiam, ex assensu et auctoritate prædictis, præfatis cardinali, archiepiscopo, episcopis, duci, comiti, Johanni, Waltero, Radulpho, Radulpho, Jacobo, Johanni, Johanni, Willielmo, Johanni, Henrico, Ricardo, Willielmo, Nicholao, Roberto, Thomæ, Edmundo, Edwardo, Johanni, Johanni, Johanni, Willielmo, et Johanni, quod ipsi, hæredes et assignati sui, tam in omnibus et singulis prædictis castris, dominiis, maneriis, villis, socagio, wapentachiis, ballivis, terris, tenementis, forestis, chacea, parcis, et cæteris præmissis quibuscunque, quam in omnibus aliis castris, dominiis, honoribus, villis, maneriis, terris, tenementis, molendinis, feodifirmis, hundredis, feodis comitatuum, et aliis possessionibus quibuscunque, nuper parcella ducatus nostri prædicti, quæ dicti cardinalis, archiepiscopus, Willielmus Lincolnensis, Willielmus Sarisburiensis, Thomas Bathonensis et Wellensis, Johannes Wigornensis, Adam Cicestrensis, Walterus Norwicensis, Johannes nunc Menevensis, episcopi, dux, comes, Johannes vicecomes Beaumont, Walterus dominus de Hungerford, Radulphus, Radulphus, Jacobus, Johannes nunc dominus de Beauchamp, Johannes Somerset, Henricus, Ricardus, Edmundus, Edwardus, Johannes Hampton, Johannes Norreys, Willielmus Tresham, et Johannes Vampage, jam habent, [virtute] quorundam doni et concessionis per nos in Parliamento nostro apud Westmonasterium vicesimo quinto die Februarii, anno regni nostri vicesimo tertio, incepto, et usque duodecimum diem Martii, anno regni nostri vicesimo quarto, et postea durante *dicto* Parliamento, et assensu Dominorum Spiritualium et Temporalium, ac Communitatis regni nostri Angliæ in Parliamento illo existentium, auctoritate ejusdem Parliamenti, eodem duodecimo die Martii, eisdem cardinali, archiepiscopo, episcopis, duci, comiti, Johanni, Waltero, Radulpho,

Digitized by Google

James, John, John, William, John, Henry, Richard, William, Nicholas, Robert, Thomas, Edmund, Edward, John, John, John, William, and John, that they, their heirs and assigns, may have and exercise such and such sort of liberties, *jura regalia*, customs, franchises, immunities, and privileges, together with all and all kinds of profits of the same, in all things and through all things, and enjoy and use them, as fully and completely as we or our progenitors or ancestors aforesaid Dukes of Lancaster ever most fully or freely had or perceived them, as well in all and singular the aforesaid castles, lordships, manors, towns, socage, wapentakes, bailiwicks, lands, tenements, forests, chace, parks, and other premises whatsoever, as in all other the castles, lordships, honors, towns, manors, lands, tenements, mills, fee-farms, hundreds, fees of counties, and other possessions whatsoever, late parcel of our duchy aforesaid, which the said cardinal, archbishop, William bishop of Lincoln, William bishop of Salisbury, Thomas bishop of Bath and Wells, John bishop of Worcester, Adam bishop of Chichester, Walter bishop of Norwich, John now bishop of St. David's, duke, earl, John viscount Beaumont, Walter lord de Hungerford, Ralph, Ralph, James, John now lord de Beauchamp, John Somerset, Henry, Richard, Edmund, Edward, John Hampton, John Norreys, William Tresham, and John Vampage now have [by virtue] of a certain gift and grant, in our Parliament begun at Westminster on the twenty-fifth day of February in the twenty-third year of our reign, and [continued] until the twelfth day of March in the twenty-fourth year of our reign, and afterwards during the said Parlia-

granted in the Parliament begun at Westminster in the 23rd of Henry the Sixth, shall enjoy the same liberties, privileges, and *jura regalia*, &c. therein, as fully as when the said lands were in the King's hands.

Digitized by Google

Radulpho, Jacobo nunc domino de Say, Johanni nunc domino de Beauchamp, Henrico, Ricardo, Edmundo, Edwardo, Johanni, Johanni, Willielmo, et Johanni, ac Roberto tunc Londinensi episcopo, Johanni Langton, Waltero Shiryngton, clericis, Johanni Seyntlowe et Ricardo Alrede, armigeris, jam defunctis, factorum, prout in literis nostris patentibus inde super quodam acto dicti Parliamenti nostri, sub magno sigillo nostro factis, plenius continetur, habeant et exerceant talia et hujusmodi libertates, jura regalia, consuetudines, franchesias, immunitates, et privilegia, una cum omnibus et omnimodis proficuis eorundem in omnibus et per omnia, ac eis gaudeant et utantur adeo plene et integre sicut nos, aut progenitores sive antecessores nostri prædicti Duces Lancastriæ, ea unquam plenius seu liberius habuimus seu percepimus. Et quod dicta castra, dominia, honores, villæ, maneria, terræ, et tenementa, ac cætera præmissa quæcunque, per tales et hujusmodi officiarios et ministros regantur et gubernentur, per quales eadem castra, dominia, villæ, honores, maneria, terræ, tenementa, et cætera præmissa, tam tempore nostro ante concessiones supradictas, quam temporibus aliorum progenitorum seu antecessorum nostrorum prædictorum Ducum Lancastriæ, virtute quarumcunque cartarum per progenitores seu prædecessores nostros Reges Angliæ, seu auctoritate aliquorum Parliamentorum ante hæc tempora tentorum, factarum, uti, haberi, ac regi et gubernari consueverunt. Concessimus insuper, ex assensu dictorum Dominorum Spiritualium et Temporalium, ac dictæ Communitatis, in præsenti Parliamento nostro existentium, et auctoritate ejusdem Parliamenti, quod omnes et singuli homines, tenentes residentes, et alii residentes de et in prædictis castris, honoribus, dominiis, villis, maneriis, socagiis, ballivis, wapentachiis, terris, et tenementis, ac aliis pos-

Digitized by Google

ment, and with the assent of the Lords Spiritual and Temporal, and Commons of our realm of England, in that Parliament assembled, by us made, by the authority of the same Parliament, on the same twelfth day of March, unto the same cardinal, archbishop, bishops, duke, earl, John, Walter, Ralph, Ralph, James now lord de Say, John now lord de Beauchamp, Henry, Richard, Edmund, Edward, John, John, William, and John, and Robert then bishop of London, John Langton, Walter Shirvngton, clerks, John Seyntlowe and Richard Alrede, esquires, now deceased, as in our letters patent thereupon under our great seal made upon a certain act of our said Parliament, is more fully contained. And that the said castles, lordships, honors, towns, manors, lands, and tenements, and other premises whatsoever, may be ruled and governed by such and such kind of officers and ministers as the same castles, lordships, towns, honors, manors, lands, tenements, and other premises were accustomed to be used, had, and ruled and governed, as well in our own time before the aforesaid grants, as in the times of others our progenitors or ancestors aforesaid Dukes of Lancaster, by virtue of any charters made by our progenitors or predecessors Kings of England, or by authority of any Parliaments heretofore held. We have moreover granted, with the assent of the said Lords Spiritual and Temporal, and of the said Commons, in our present Parliament assembled, and by the authority of the same Parliament, that all and singular the men, resident tenants, and other resiants of and in the aforesaid castles, honors, lordships,

The lands shall be under the same rule as theretofore,

and the tenants enjoy their liberties as before;

Digitized by Google

sessionibus prædictis quibuscunque, talibus et hujusmodi franchesiis, privilegiis, et libertatibus, adeo plene et libere gaudeant et utantur, dummodo eadem castra, honores, dominia, villæ, maneria, et cætera præmissa, in manibus prædictorum cardinalis, archiepiscopi, episcoporum, ducis, comitis, Johannis, Walteri, Radulphi, Radulphi, Jacobi, Johannis, Johannis, Willielmi, Johannis, Henrici, Ricardi, Willielmi, Nicholai, Roberti, Thomæ, Edmundi, Edwardi, Johannis, Johannis, Johannis, Willielmi, et Johannis, jam superstitum, hæredum seu assignatorum suorum, aut eorum alicujus, virtute concessionum prædictarum, existere contingent, sive in manibus nostris virtute aliquarum dimissionum inde nobis per eosdem cardinalem, archiepiscopum, episcopos, ducem, comitem, Johannem, Walterum, Radulphum, Radulphum, Jacobum, Johannem, Johannem, Willielmum, Johannem, Henricum, Ricardum, Willielmum, Nicholaum, Robertum, Thomam, Edmundum, Edwardum, Johannem, Johannem, Johannem, Willielmum, et Johannem, vel partem eorum, ante hæc tempora factarum, aut per eos, hæredes seu assignatos suos, vel eorum aliquos, exnunc faciendarum, existere contingent, quibus et qualibus ac sicut aliqui homines, tenentes residentes, seu alii residentes in eisdem, usi et gavisi fuerunt temporibus quibus dicta castra, honores, dominia, villæ, maneria, socagia, ballivæ, wapentachia, terræ, et tenementa, ac cæteræ possessiones prædictæ, in manibus nostris, seu aliquorum progenitorum sive antecessorum nostrorum prædictorum Ducum Lancastriæ, extiterunt, sine occasione vel impedimento nostri, vel hæredum nostrorum, justitiariorum, escaetorum, vicecomitum, coronatorum, aut aliorum ballivorum seu ministrorum nostrorum, vel hæredum nostrorum quorumcunque; quodque omnia prædicta castra, honores, dominia, villæ, maneria, socagium, ballivæ, wa-

Digitized by Google

towns, manors, socages, bailiwicks, wapentakes, lands, and tenements, and other possessions aforesaid whatsoever, may as fully and freely enjoy and use such and such sort of franchises, privileges, and liberties,—provided the same castles, honors, lordships, towns, manors, and other premises happen to be, by virtue of the aforesaid grants, in the hands of the aforesaid cardinal, archbishop, bishops, duke, earl, John, Walter, Ralph, Ralph, James, John, John, William, John, Henry, Richard, William, Nicholas, Robert, Thomas, Edmund, Edward, John, John, John, William, and John, yet living, their heirs or assigns, or any one of them; or that they happen to be in our own hands by virtue of any demises heretofore thereof made to us by the same cardinal, archbishop, bishops, duke, earl, John, Walter, Ralph, Ralph, James, John, John, William, John, Henry, Richard, William, Nicholas, Robert, Thomas, Edmund, Edward, John, John, John, William, and John, or a part of them, or hereafter to be made by them, their heirs or assigns, or by some of them, — as and which any men, resident tenants, or other resiants in the same have used and enjoyed in the times when the said castles, honors, lordships, towns, manors, socages, bailiwicks, wapentakes, lands, and tenements, and other possessions aforesaid, were in the hands of us, or any our progenitors or ancestors aforesaid Dukes of Lancaster, without let or hinderance of us or our heirs, or of the justices, escheators, sheriffs, coroners, or other bailiffs or ministers of us or of our heirs whomsoever; and that all the aforesaid castles, honors, lordships, towns, manors, socage, bailiwicks, wapentakes, lands, tenements,

provided the lands be in the hands of the feoffees, or in the King's hands by their assignment;

without let from the King's sheriffs, coroners, or other bailiffs.

Digitized by Google

pentachia, terræ, tenementa, foresta sive chacea, parci, warennæ, et possessiones, ac cætera præmissa quæcunque, ac quicunque officiarii et ministri eorundem castrorum, honorum, dominiorum, villarum, maneriorum, socagii, terrarum, et tenementorum, forestæ, chaceæ, parcorum, warennarum, ac omnium et singularum possessionum prædictarum, cum pertinentiis, sub sigillo illo quod pro gubernatione eorundem ordinavimus gubernentur et constituentur, et non sub aliquo alio sigillo nostro et hæredum nostrorum Ducum Lancastriæ, nec aliquo alio sigillo, dummodo ipsa in manibus eorundem cardinalis, archiepiscopi, episcoporum, ducis, comitis, Johannis, Walteri, Radulphi, Radulphi, Jacobi, Johannis, Johannis, Willielmi, Johannis, Henrici, Ricardi, Willielmi, Nicholai, Roberti, Thomæ, Edmundi, Edwardi, Johannis, Johannis, Johannis, Willielmi, et Johannis, hæredum seu assignatorum suorum prædictorum, vel eorum alicujus, occasione præmissa existant, sive in manibus nostris virtute aliquarum dimissionum inde nobis per eosdem cardinalem, archiepiscopum, episcopos, ducem, comitem, Johannem, Walterum, Radulphum, Radulphum, Jacobum, Johannem, Johannem, Willielmum, Henricum, Ricardum, Willielmum, Nicholaum, Robertum, Thomam, Edmundum, Edwardum, Johannem, Johannem, Johannem, Willielmum, et Johannem, vel partem eorum, ante hæc tempora factarum, aut per eos, hæredes seu assignatos suos, seu eorum aliquos, exnunc faciendarum, ut præmittitur, existere contingent. Salvis quibuscunque ligeis nostris possessione, jure, titulo, et interesse suis, ac annuitatibus, officiis, vadiis, feodis, custodiis, et firmis quibuscunque in seu de dictis castris, dominiis, maneriis, et cæteris præmissis quibuscunque, aut aliqua parcella eorundem, quæ

Digitized by Google

forest or chace, parks, warrens, and possessions, and other premises whatsoever, and the officers and ministers whosoever of the same castles, honors, lordships, towns, manors, socage, lands, and tenements, forest, chace, parks, warrens, and all and singular the possessions aforesaid, with the appurtenances, be governed and appointed under that seal which we have ordained for the governance of the same, and not under any other seal of us and our heirs Dukes of Lancaster, nor any other seal,—provided that the same be, by the occasion aforesaid, in the hands of the same cardinal, archbishop, bishops, duke, earl, John, Walter, Ralph, Ralph, James, John, John, William, John, Henry, Richard, William, Nicholas, Robert, Thomas, Edmund, Edward, John, John, John, William, and John, their heirs or assigns aforesaid, or of any one of them; or that they happen to be in our own hands by virtue of any demises thereof heretofore made to us by the same cardinal, archbishop, bishops, duke, earl, John, Walter, Ralph, Ralph, James, John, John, William, Henry, Richard, William, Nicholas, Robert, Thomas, Edmund, Edward, John, John, John, William, and John, or a part of them, or hereafter to be made by them, their heirs or assigns, or by some of them, as is aforesaid. Saving to whomsoever our lieges their possession, right, title, and interest, and the annuities, offices, wages, fees, wardships, and farms whatsoever, in or respecting the said castles, lordships, manors, and other premises whatsoever, or any parcel of the same, which they have or any one of them lawfully has in the same. In witness whereof, &c.

All matters connected with the said lands or the officers thereof to pass under the Seal ordained for the same.

Digitized by Google

ipsi habent, seu eorum aliquis habet legitime in eisdem. In cujus, &c.

(*In dorso.*)

LE Roy, de l'advys et assent de lez Seigneurs Espirituell et Temporell, et les Comunes, esteantz en cest present Parlement, et par auctorite du dit Parlement, ad graunte tout le continue en ycell peticion, et q'il soit fait en toutz pointz sicome il est desire.

Digitized by Google

(*Indorsed.*)

The King, with the advice and assent of the Lords Spiritual and Temporal, and the Commons, in this present Parliament assembled, and by the authority of the said Parliament, has granted all the contents of this petition, and that it be done in all points as is desired.

Digitized by Google

XXXII.

Rotulus Parliamenti tenti apud Coventre, anno regni Regis Henrici Sexti post Conquestum tricesimo octavo.

Rot. Parl. 38 Hen. 6. n. 28. in Turr. Lond

ITEM, quædam cedula exhibita fuit præfato domino Regi, in præsenti Parliamento, per Communitates regni Angliæ in dicto Parliamento existentes, sub eo qui sequitur tenore verborum:

REX omnibus, &c. Cum nos nuper per literas nostras patentes, sub sigillo nostro ducatus nostri Lancastriæ factas, quarum datum est apud manerium nostrum de Shene, penultimo die Novembris anno regni nostri vicesimo secundo, ex certa scientia et mero motu nostris, certis de causis nos intime moventibus, dederimus, concesserimus, et per easdem confirmaverimus, pro nobis et hæredibus nostris, Thomæ Bathonensi et Wellensi, Johanni Wigornensi per nomen Johannis Carpenter electi Wigornensis ecclesiæ, Waltero Norwicensi per nomen Walteri Lybert clerici, Johanni Menevensi per nomen Johannis Delabere clerici, episcopis; Johanni vicecomiti Beaumont; Radulpho domino de Sudeley, Johanni domino de Beauchamp militi, Edmundo Hungerford militi; Johanni Hampton et Johanni Noreys armigeris, adhuc superstitibus, ac aliis jam defunctis, castrum, manerium, et hundredum de Hiegham Ferrers cum pertinentiis; maneria de Raundes, Russhden, Caldecote, Irenchestre, Daventre, et Deisburgh, molendina de Desheford, ac omnia terras et tenementa, redditus et servitia, tunc nostra, cum pertinentiis, in Welledon; necnon omnia terras et tenementa, cum pertinentiis, quæ nuper fuerunt Stephani Rumbylowe in Daventre prædicta, et omnia

Digitized by Google

XXXII.

Roll of the Parliament holden at Coventry, in the thirty-eighth year of the reign of King Henry the Sixth after the Conquest.

ALSO, a certain schedule was exhibited to our aforesaid lord the King, in the present Parliament, by the Commons of the realm of England in the said Parliament assembled, under the tenor of words which follows: 20th Nov. 38 Hen. 6. A.D. 1459.

Appointment of new feoffees to perform the will of King Henry the Sixth, in room of certain of the feoffees appointed under the Acts of 23 Hen. 6 and 27 Hen. 6, since deceased.

The KING, to all, &c. Whereas we lately, by our letters patent made under our seal of our duchy of Lancaster, the date whereof is at our manor of Sheen on the last day but one of November in the twenty-second year of our reign, of our certain knowledge and mere motion, for certain causes inwardly moving us, gave, granted, and by the same confirmed, for us and our heirs, to Thomas bishop of Bath and Wells, John bishop of Worcester by the name of John Carpenter the elect of the church of Worcester, Walter bishop of Norwich by the name of Walter Lyhert clerk, John bishop of St. David's by the name of John Delabere, clerk; John viscount Beaumont; Ralph lord de Sudley, John lord de Beauchamp, knight, Edmund Hungerford, knight; John Hampton and John Noreys, esquires, still living, and others now deceased, the castle, manor, and hundred of Higham Ferrers, with the appurtenances; the manors of Raunds, Rushden, Caldecott, Irchester, Daventry, and Desborough, the mills of Desheford, and all the lands and tenements, rents and services, then ours, with the appurtenances, in Weldon; also all the lands and tenements, with the appurtenances, which were late of Stephen

Digitized by Google

terras et tenementa, redditus et servitia, tunc nostra, cum pertinentiis, quæ nuper fuerunt Willielmi Croyser militis, in Hiegham Ferrers et Caldecote prædicta, in comitatu Northamptoniæ;—feodi firmam centum et viginti librarum villæ de Gormonchestre; feodi firmam quadraginta et trium librarum villæ de Huntyngdon, et manerium de Glatton cum Holme, cum pertinentiis, in comitatu Huntingdoniæ;—manerium de Wardyngton, in comitatu Bukinghamiæ;—manerium de Aldeborn, in comitatu Wiltesiæ;—maneria de Aylysham, Wighton, Snetisham, Fakenham, Gymmyngham, Tonsted et Thetford, cum viginti et octo libris, sex solidis, et octo denariis, de feodi firma prioris et conventus monachorum de Thetford; et manerium de Methewolde, cum terris et tenementis, tunc nostris, vocatis Rodmer, juxta Methewold; ac hundredum, tunc nostrum, de Northerpyngham, Sowtherpyngham, Gallowe, et Brothercros, cum pertinentiis, in comitatu Norffolciæ;—maneria, tunc nostra, de Hungerford, Estgarston, et Standen, in comitatu Bercheriæ;—et manerium, tunc nostrum, de Swoham, in comitatu Cantebrigiæ:—Habendum et tenendum eadem castrum, manerium, hameletta, feodi firmas, hundreda, molendina, terras, tenementa, redditus et servitia, cum pertinentiis, una cum feodis militum, ac omnibus aliis proficuis et commoditatibus eisdem castro, maneriis, terris, et tenementis spectantibus sive pertinentibus, eisdem episcopis, vicecomiti, Radulpho, Johanni Beauchamp, Edmundo, Johanni Hampton, et Johanni Noreys, ac prædictis aliis jam defunctis, hæredibus et assignatis suis, de nobis et hæredibus nostris, per fidelitatem tantum, absque aliquo alio nobis vel hæredibus nostris inde reddendo. Salvis semper et reservatis nobis, et hæredibus nostris Ducibus Lancastriæ, advocationibus ecclesiarum, abbatiarum, prioratuum, vicariarum, cantariarum, capel-

Digitized by Google

Rumbylowe in Daventry aforesaid; and all the lands and tenements, rents and services, then ours, with the appurtenances, which were late of William Croyser, knight, in Higham Ferrers and Caldecott aforesaid, in the county of Northampton;—the fee-farm of a hundred and twenty pounds of the town of Godmanchester, the fee-farm of forty-three pounds of the town of Huntingdon, and the manor of Glatton with Holme, with the appurtenances, in the county of Huntingdon;—the manor of Wardington, in the county of Bucks;—the manor of Aldbourn, in the county of Wilts;—the manors of Aylsham, Wighton, Snettisham, Fakenham, Gimingham, Tunstead, and Thetford, with twenty-eight pounds six shillings and eight pence of the fee-farm of the prior and convent of monks of Thetford; and the manor of Methwold, with the lands and tenements, then ours, called Rodmere, near Methwold; and the hundred, then ours, of North Erpingham, South Erpingham, Gallow, and Brothercross, with the appurtenances, in the county of Norfolk;—the manors, then ours, of Hungerford, East Garston, and Standen, in the county of Berks;—and the manor, then ours, of Soham, in the county of Cambridge:—To have and to hold the same castle, manors, hamlets, fee-farms, hundreds, mills, lands, tenements, rents and services, with the appurtenances, together with the knights' fees, and all other profits and commodities belonging or pertaining to the same castle, manors, lands, and tenements, to the same bishops, viscount, Ralph, John Beauchamp, Edmund, John Hampton, and John Noreys, and others aforesaid now deceased, their heirs and assigns, of us and our heirs, by fealty only, without rendering to us or our heirs anything else therefore. Saving always and reserved to us and our heirs Dukes of Lancaster the

Digitized by Google

larum, hospitalium, et aliorum beneficiorum ecclesiasticorum quorumcunque, eisdem castro, maneriis, sive terris et tenementis, ullo modo spectantibus. Et per easdem literas nostras obligaverimus nos et hæredes nostros ad castrum, maneria, ac omnia et singula præmissa, cum pertinentiis, præfatis episcopis, &c., et præfatis aliis jam defunctis, hæredibus et assignatis suis, contra omnes gentes warantizanda et defendenda. Ac per alias literas nostras patentes sub eodem sigillo, datas apud manerium nostrum de Shene septimo die Julii anno regni nostri vicesimo secundo, ex certa scientia et mero motu prædictis, dederimus et concesserimus et per easdem literas nostras confirmaverimus, pro nobis et hæredibus nostris, præfatis episcopis, vicecomiti, Radulpho, Johanni domino de Beauchamp, Edmundo, Johanni Hampton, et Johanni Noreys, per nomina in prædictis primis literis contenta, ac prædictis aliis jam defunctis, maneria de Somborne, Weston, Hertley, et Langstok, cum pertinentiis, in comitatu Southamptoniæ; maneria de Everley, Colyngborn, Trobrigge, Berewyk, et Esterton, cum pertinentiis, in comitatu Wiltesiæ;—maneria de Shepynglamborn, cum pertinentiis, in comitatu Bercheriæ;—maneria de Kyngeston Lacy, Wymborn, Blanford, et Shapwyk, cum pertinentiis, in comitatu Dorsetiæ;—manerium de Mynsterworth, cum pertinentiis, in comitatu Gloucestriæ;—manerium de Hodenak, cum pertinentiis, in marchia Walliæ;—manerium et socam de Snaith, cum pertinentiis, in comitatu Eborum:—Habendum et tenendum omnia prædicta maneria et socam cum pertinentiis suis quibuscunque, una cum feodis militum, et omnibus aliis proficuis et commoditatibus prædictis maneriis et socæ spectantibus, eisdem episcopis, vicecomiti, &c., et prædictis aliis jam defunctis, hæredibus et assignatis suis, de nobis et hæredibus nostris, per fidelitatem tantum, absque aliquo alio nobis vel hære-

Digitized by Google

or our heirs anything else therefore. Saving always and reserved to us and our heirs Dukes of Lancaster the advowsons of churches, abbeys, priories, vicarages, chantries, chapels, hospitals, and other ecclesiastical benefices whatsoever, in anywise belonging to the same castle, manors, or lands and tenements. And by our same letters we bound ourself and our heirs to warrant and defend against all people the castle, manors, and all and singular the premises, with the appurtenances, to the aforesaid bishops, &c., and to the aforesaid others now deceased, and their heirs and assigns. And by other our letters patent under the same seal, dated at our manor of Sheen on the seventh day of July in the twenty-second year of our reign, we, of our certain knowledge and mere motion aforesaid, gave and granted, and by the same our letters confirmed, for us and our heirs, to the aforesaid bishops, viscount, Ralph, John lord de Beauchamp, Edmund, John Hampton, and John Noreys, by the names in the aforesaid first letters contained, and to the aforesaid others now deceased, the manors of Sombourn, Weston, Hartley, and Longstock, with the appurtenances, in the county of Southampton; — the manors of Everley, Collingbourne, Trowbridge, Berwick, and Easterton, with the appurtenances, in the county of Wilts;—the manors of Chipping Lambourn, with the appurtenances, in the county of Berks;—the manors of Kingston Lacy, Wimborne, Blandford, and Shapwick, with the appurtenances, in the county of Dorset; — the manor of Minsterworth, with the appurtenances, in the county of Gloucester; — the manor of Hodenak, with the appurtenances, in the marches of Wales;—the manor and soke of Snaith, with the appurtenances, in the county of York:— To have and to hold all the aforesaid manors and soke, with whatsoever their appurtenances, together with the knights'

Digitized by Google

nobis, et hæredibus nostris Ducibus Lancastriæ, advocationibus ecclesiarum, abbatiarum, prioratuum, vicariarum, cantariarum, capellarum, hospitalium, et aliorum beneficiorum ecclesiasticorum quorumcunque, eisdem maneriis et socæ, cum pertinentiis, ullo modo spectantibus. Et per easdem literas nostras obligaverimus nos et hæredes nostros ad warantizandum et defendendum omnia præmissa, cum pertinentiis, eisdem episcopis, &c., et hæredibus et assignatis suis, prout, &c. Ac etiam, per alias literas nostras patentes sub sigillo nostro prædicto, quarum datum est apud castrum nostrum de Wyndesore vicesimo tertio die Februarii anno regni nostri vicesimo tertio, dederimus, concesserimus, et per easdem literas nostras confirmaverimus, præfatis episcopis, &c., et prædictis aliis jam defunctis, per nomina in dictis primis literis contenta, manerium, dominium de Bernolwike, cum pertinentiis, in comitatu Eborum; manerium de Kilborne, cum pertinentiis, in eodem comitatu; feodi firmam vocatam Whitgift, cum pertinentiis, in comitatu prædicto:— Habendum et tenendum omnia prædicta maneria, dominium, et feodi firmam, cum pertinentiis suis quibuscunque, una cum feodis militum et omnibus aliis proficuis et commoditatibus prædictis maneriis, dominio, et feodi firmæ spectantibus sive pertinentibus, eisdem episcopis, &c., hæredibus et assignatis suis, de nobis et hæredibus nostris, per fidelitatem tantum, absque aliquo alio nobis vel hæredibus nostris inde reddendo in perpetuum. Salvis semper et reservatis nobis, et hæredibus nostris Ducibus Lancastriæ, advocationibus ecclesiarum, abbatiarum, prioratuum, vicariarum, cantariarum, capellarum, hospitalium, et aliorum beneficiorum ecclesiasticorum quorumcunque, eisdem maneriis, dominio, et feodi firmæ, cum pertinentiis, spectantibus. Et per easdem literas nostras obligaverimus

Digitized by Google

fees, and all other profits and commodities belonging to the aforesaid manors and soke, to the same bishops, viscount, &c., and to the aforesaid others now deceased, their heirs and assigns, of us and our heirs, by fealty only, without rendering to us or our heirs anything else therefore. Saving always and reserved to us and our heirs Dukes of Lancaster the advowsons of churches, abbeys, priories, vicarages, chantries, chapels, hospitals, and other ecclesiastical benefices whatsoever, in anywise belonging to the same manors and soke, with the appurtenances. And by the same our letters we bound ourself and our heirs to warrant and defend all the premises with the appurtenances to the same bishops, &c., and to their heirs and assigns, as, &c. And also, by other our letters patent under our aforesaid seal, the date whereof is at our castle of Windsor on the twenty-third day of February in the twenty-third year of our reign, we gave, granted, and by the same our letters confirmed to the aforesaid bishops, &c., and to the aforesaid others now deceased, by the names contained in the said first letters, the manor and lordship of Barnoldwick, with the appurtenances, in the county of York; the manor of Kilburn, with the appurtenances, in the same county; the fee-farm called Whitgift, with the appurtenances, in the aforesaid county:—To have and to hold all the aforesaid manors, lordship, and fee-farm, with whatsoever their appurtenances, together with the knights' fees and all other profits and commodities belonging or pertaining to the aforesaid manors, lordship, and fee-farm, to the same bishops, &c., their heirs and assigns, of us and our heirs for ever, by fealty only, without rendering to us or our heirs anything else therefore. Saving always and reserved to us and our heirs Dukes of Lancaster the advowsons of churches, abbeys, priories, vicarages, chan-

Digitized by Google

nos et hæredes nostros ad warantizandum et defendendum eadem maneria, dominium, et feodi firmam, ac omnia et singula in eisdem literis præmissa, præfatis episcopis, &c., et prædictis aliis jam defunctis, hæredibus et assignatis suis, contra omnes gentes. Ac etiam, per alias literas nostras patentes sub sigillo nostro prædicto factas, quarum datum est apud castrum nostrum de Wyndesore vicesimo nono die Junii anno regni nostri vicesimo tertio, dederimus, concesserimus, et per easdem literas nostras confirmaverimus, præfatis episcopis, &c., et prædictis aliis jam defunctis, per nomina in dictis primis literis contenta, castra, dominia, et maneria de Kedwelly, Karkenny, Hiskenny, et Karnwalthon, cum membris et pertinentiis suis; castrum, dominium, et manerium de Oggemore, cum membris et pertinentiis suis; castra, dominia, et maneria de Monmouth, Grosemonde, Skenfrith, et Whitcastell, cum membris et pertinentiis suis; manerium et dominium de Ebbothe, cum membris et pertinentiis suis, in Southwallia et marchiis ejusdem; —castrum, dominium, manerium, et honorem de Pevensey, cum membris et pertinentiis suis, in comitatu Sussexiæ;—dominium, manerium, et villam de Beston super mare, cum membris et pertinentiis suis, in comitatu Norffolciæ;—castrum, dominium, et manerium de Casteldonyngton, cum membris et pertinentiis suis, in comitatu Leycestriæ;—feoda comitatuum Lincolniæ et Derbeiæ, cum pertinentiis suis;—castrum, villam, dominium, manerium, et honorem de Tikhull, cum membris et pertinentiis suis, in comitatu Eborum:—Habendum et tenendum omnia prædicta castra, dominia, villas, maneria, honores, et feoda comitatuum, cum membris et pertinentiis suis quibuscunque, una cum feodis militum et omnibus aliis proficuis et commoditatibus, eisdem castris, dominiis, villis, maneriis, honoribus, et

Digitized by Google

tries, chapels, hospitals, and other ecclesiastical benefices whatsoever, belonging to the same manors, lordship, and fee-farm, with the appurtenances. And by the same our letters we bound ourself and our heirs to warrant and defend against all people the same manors, lordship, and fee-farm, and all and singular the premises in the same letters, to the aforesaid bishops, &c., and to the aforesaid others now deceased, their heirs and assigns. And also, by other our letters patent made under our aforesaid seal, the date whereof is at our castle of Windsor on the twenty-ninth day of June in the twenty-third year of our reign, we gave, granted, and by the same our letters confirmed to the aforesaid bishops, &c., and to the aforesaid others now deceased, by the names contained in the said first letters, the castles, lordships, and manors of Kidwelly, Karkenny, Iskenny, and Karnwalthan, with their members and appurtenances; the castle, lordship, and manor of Ogmore, with its members and appurtenances; the castles, lordships, and manors of Monmouth, Grosmont, Skenfreth, and White-castle, with their members and appurtenances; the manor and lordship of Ebbothe, with its members and appurtenances, in South Wales and the marches of the same;—the castle, lordship, manor, and honor of Pevensey, with its members and appurtenances, in the county of Sussex;—the lordship, manor, and town of Beeston on the Sea, with its members and appurtenances, in the county of Norfolk;—the castle, lordship, and manor of Castle Donington, with its members and appurtenances, in the county of Leicester;—the fees of the counties of Lincoln and Derby, with their appurtenances;—the castle, town, lordship, manor, and honor of Tickhill, with its members and appurtenances, in the county of York:—To have and to hold

Digitized by Google

feodis comitatuum spectantibus sive pertinentibus, eisdem episcopis, &c., et prædictis aliis jam defunctis, hæredibus et assignatis suis, de nobis et hæredibus nostris, per fidelitatem tantum, absque aliquo alio nobis vel hæredibus nostris inde reddendo. Salvis semper et reservatis nobis, et hæredibus nostris Ducibus Lancastriæ, advocationibus ecclesiarum, abbatiarum, prioratuum, vicariarum, cantariarum, capellarum, hospitalium, et aliorum beneficiorum ecclesiasticorum quorumcunque, eisdem castris, dominiis, villis, maneriis, honoribus, et feodis comitatuum, cum membris et pertinentiis suis, ullo modo spectantibus. Et per easdem literas obligaverimus nos et hæredes nostros ad warantizandum et defendendum eadem castra, dominia, villas, maneria, honores, et feoda comitatuum, ac omnia in eisdem literis præmissa, cum pertinentiis, præfatis episcopis, &c., et prædictis aliis personis jam defunctis, hæredibus et assignatis suis, contra omnes gentes. Quas quidem omnes prædictas literas nostras, auctoritate Parliamenti nostri apud Westmonasterium [vicesimo] quinto die Februarii anno regni nostri vicesimo tertio incepti et usque duodecimum diem Martii anno regni nostri vicesimo quarto et postea durantis, eodem duodecimo die ratificaverimus, confirmaverimus, et approbaverimus; ac omnia et singula castra, dominia, maneria, hameletta, feodi firmas, hundreda, molendina, terras, tenementa, redditus, servitia, honores, villas, socas, et feoda comitatuum, ac cætera præmissa in eisdem literis contenta, nominata, sive specificata, eisdem episcopis, &c., et prædictis aliis personis jam defunctis, hæredibus et assignatis suis, auctoritate prædicta, dederimus et concesserimus:— Habenda sibi et hæredibus et assignatis suis in perpetuum, ad perficiendum et perimplendum voluntatem nostram de et super dispositione eorundem castrorum, dominiorum, maneriorum, hamelettorum, feodi firmarum, hundredorum,

Digitized by Google

appurtenances, together with the knights' fees and all other profits and commodities belonging or pertaining to the same castles, lordships, towns, manors, honors, and fees of counties, to the same bishops, &c., and to the aforesaid others now deceased, their heirs and assigns, of us and our heirs, by fealty only, without rendering to us or our heirs anything else therefore. Saving always and reserved to us and our heirs Dukes of Lancaster the advowsons of churches, abbeys, priories, vicarages, chantries, chapels, hospitals, and other ecclesiastical benefices whatsoever, in any manner belonging to the same castles, lordships, towns, manors, honors, and fees of counties, with their members and appurtenances. And by the same letters we bound ourself and our heirs to warrant and defend against all people the same castles, lordships, towns, manors, honors, and fees of counties, and all the premises in the same letters, with the appurtenances, to the aforesaid bishops, &c., and to the aforesaid other persons now deceased, their heirs and assigns. ALL which our aforesaid letters, by the authority of our Parliament begun at Westminster on the [twenty-] fifth day of February in the twenty-third year of our reign, and continuing until the twelfth day of March in the twenty-fourth year of our reign and after, we on the same twelfth day ratified, confirmed, and approved; and all and singular the castles, lordships, manors, hamlets, fee-farms, hundreds, mills, lands, tenements, rents, services, honors, towns, sokes, and fees of counties, and the rest of the premises contained, named, or specified in the same letters, we, by the authority aforesaid, gave and granted to the same bishops, &c., and to the aforesaid other persons now deceased, their heirs and assigns:—To have to them and their heirs and assigns for ever, to do and fulfil our will,

Digitized by Google

molendinorum, terrarum, tenementorum, reddituum, servitiorum, honorum, villarum, socarum, et feodorum comitatuum, ac cæterorum præmissorum, per nos tunc in posterum fiendam et ordinandam, eisdem feoffatis nostris prædictis ex parte nostra declarandam et notificandam. Salvis quibuscunque ligeis nostris, statu, possessione, jure, titulo, et interesse suis, ac vadiis, feodis, annuitatibus, custodiis, officiis, et firmis quibuscunque, de dicto ducatu nostro Lancastriæ, aut aliqua parcella præmissorum, si quæ habuerint in eisdem. Ac ex certa scientia et mero motu nostris, auctoritate Parliamenti nostri apud Westmonasterium duodecimo die Februarii anno regni nostri vicesimo septimo incepti, et usque decimum sextum diem Julii eodem anno et postea durantis, eodem decimo sexto die dederimus, concesserimus, et carta nostra confirmaverimus Willielmo Wintonensi, ac præfatis Thomæ Bathonensi et Wellensi, Johanni Wigornensi, Waltero Norwicensi, Johanni Menevensi, Johanni Lincolnensi per nomen Johannis Chedworth clerici, episcopis; necnon præfatis vicecomiti, Radulpho domino de Sudeley, Johanni domino de Beauchamp; necnon Willielmo Westbury, Henrico Seuer, Ricardo Andrewe, Willielmo Say, Roberto Wodelarke, Thomæ Barker, clericis; Edmundo Hungerford militi; Johanni Hampton, Johanni Noreys, et Johanni Say, armigeris; ac aliis jam defunctis, hæredibus et assignatis suis, castrum, dominium, sive manerium de Novo Castro subtus Lymam, in comitatu Staffordiæ, cum pertinentiis;—wapentachium sive socagium de Werkisworth et Assheburn, ac wapentachium de Plumtre et Ryseley, cum singulis eorum pertinentiis, in comitatu Derbeiæ;—wapentachium de Allerton cum pertinentiis, maneria de Laugton, Gryngeley, et Wheteley, cum pertinentiis, in comitatu Notinghamiæ et alibi;—manerium de Fullmodeston, necnon firmam et redditus ejusdem in co-

Digitized by Google

ceased, their heirs and assigns:—To have to them and their heirs and assigns for ever, to do and fulfil our will, by us at that time thereafter to be made and ordained, and to be declared and notified on our behalf to our aforesaid feoffees, of and respecting the disposition of the same castles, lordships, manors, hamlets, fee-farms, hundreds, mills, lands, tenements, rents, services, honors, towns, sokes, and fees of counties, and the other premises. Saving to whomsoever our lieges their estate, possession, right, title, and interest, and the wages, fees, annuities, wardships, offices, and farms whatsoever, of our said duchy of Lancaster, or any parcel of the premises, if they should have any in the same. And of our certain knowledge and mere motion, by the authority of our Parliament at Westminster, begun on the twelfth day of February in the twenty-seventh year of our reign, and continuing until the sixteenth day of July in the same year and after, we on the same sixteenth day gave, granted, and confirmed by our charter to William bishop of Winchester, and to the aforesaid Thomas bishop of Bath and Wells, John bishop of Worcester, Walter bishop of Norwich, John bishop of St. David's, John bishop of Lincoln by the name of John Chedworth, clerk; also to the aforesaid viscount, Ralph lord de Sudley, John lord de Beauchamp; also to William Westbury, Henry Seuer, Richard Andrewe, William Say, Robert Wodelark, Thomas Barker, clerks; Edmund Hungerford, knight; John Hampton, John Noreys, and John Say, esquires; and others now deceased, their heirs and assigns, the castle, lordship, or manor of Newcastle-under-Lyme, in the county of Stafford, with its appurtenances;—the wapentake or socage of Wirksworth and Ashborne, and the wapentake of Plumtree and Risley, with every of their appurtenances,

Digitized by Google

Fullmodeston, necnon firmam et redditus ejusdem in comitatu Norffolciæ, cum pertinentiis;—manerium de Bradford cum pertinentiis, castrum, dominium, et manerium de Knaresburgh, maneria de Screvene, Rouclyff, et Aldelburn, ballivam burgi de Knaresburgh, molendina de Knaresburgh, et forestam sive chaceam de Knaresburgh, cum pertinentiis, una cum omnibus et singulis exitibus, firmis, reventionibus, proficuis, et commoditatibus de Warfedale, Swyndon, Okeden, et Fullwyth, cum pertinentiis, ac aliis proficuis dictæ forestæ quibuscunque, parcum de Haywra, parcum de Bylton, et parcum del Hay cum pertinentiis, cum omnibus et singulis firmis, proficuis, reventionibus, et commoditatibus ballivæ libertatis de Knaresburgh prædictæ, [molendina] de Burghbrigge, et wapentachium de Stanclyff cum pertinentiis, castrum, dominium, et manerium de Pikeryng cum pertinentiis, manerium de Scalby cum pertinentiis, et cum agistamento et omnibus aliis proficuis ejusdem manerii, una cum exitibus, proficuis, reventionibus, et commoditatibus ballivæ libertatis de Pikeryng prædictæ, in comitatu Eborum et alibi;—manerium de Henton cum pertinentiis, manerium de Wodespene cum pertinentiis, in comitatu Bercheriæ;—et manerium de Pole cum pertinentiis, in comitatu Wiltesiæ; necnon omnia et singula terras, tenementa, redditus, reversiones, et servitia, cum pertinentiis, una cum feodis militum, parcis, warennis, chaceis, mineris, piscariis, ac omnibus et singulis aliis proficuis et commoditatibus, quæ nobis, vel hæredibus nostris Ducibus Lancastriæ, ratione dictorum castrorum, dominiorum, villarum, maneriorum, socagii, wapentachiorum, ballivarum, terrarum, et tenementorum, ac cæterorum præmissorum, in comitatibus prædictis vel alibi, quæ parcella ducatus nostri Lancastriæ prædicti tunc extiterunt, pertinebant vel competebant, aut pertinere vel com-

Digitized by Google

Wheatley, with the appurtenances, in the county of Nottingham, and elsewhere; — the manor of Fulmodeston, also the farm and rent of the same, in the county of Norfolk, with the appurtenances; — the manor of Bradford, with the appurtenances, the castle, lordship, and manor of Knaresborough, the manors of Scriven, Rocliffe, and Aldborough, the bailiwick of the borough of Knaresborough, the mills of Knaresborough, and the forest or chace of Knaresborough, with the appurtenances, together with all and singular the issues, farms, revenues, profits, and commodities of Wharfedale, Swindon, Okeden, and Fulwith, with the appurtenances, and other profits whatever of the said forest, the park of Haywra, the park of Bilton, and the park of the Hay, with the appurtenances, with all and singular the farms, profits, revenues, and commodities of the bailiwick of the liberty of Knaresborough aforesaid, [the mills] of Boroughbridge, and the wapentake of Staincliffe, with the appurtenances, the castle, lordship, and manor of Pickering with the appurtenances, the manor of Scalby with the appurtenances, and with the agistment and all other profits of the same manor, together with the issues, profits, revenues, and commodities of the bailiwick of the liberty of Pickering aforesaid, in the county of York, and elsewhere; — the manor of Henton with the appurtenances, the manor of Wood Speen with the appurtenances, in the county of Berks; — and the manor of Poole with the appurtenances, in the county of Wilts; — and also all and singular the lands, tenements, rents, reversions, and services, with the appurtenances, together with the knights' fees, parks, warrens, chaces, mines, fisheries, and all and singular the other profits and commodities, which then pertained or belonged, or might in any manner pertain or belong, to us or our heirs Dukes of Lancaster by

Digitized by Google

petere tunc possent quovis modo; et quæ nos, aut progenitores vel antecessores nostri Duces Lancastriæ, in eisdem castris, dominiis, villis, maneriis, burgo, socagio, wapentachiis, ballivis, terris, tenementis, ac cæteris præmissis, ratione ducatus nostri prædicti habere [seu] percipere consuevimus; necnon cum omnibus proficuis, exitibus, reventionibus, et emolumentis, de quibus per feodarios nostros, seu progenitorum nostrorum vel antecessorum nostrorum Ducum Lancastriæ, comitatuum Sussexiæ, Norffolciæ, Somersetiæ, Dorsetiæ, Suthamptoniæ, Wiltesiæ, Oxoniæ, et Bercheriæ, cum pertinentiis, seu aliorum [?eorum] aliquem, nobis seu aliquibus dictorum progenitorum sive antecessorum nostrorum, ante illa tempora responderi usitatum fuerit vel consuetum: — Habendum et tenendum omnia et singula prædicta castra, dominia, villas, maneria, socagium, wapentachia, molendina, ballivas, forestam sive chaceam, parcos, agistamentum, terras, tenementa, redditus, reversiones, et servitia, cum pertinentiis, una cum exitibus, proficuis, reventionibus, et commoditatibus, emolumentis, et cæteris præmissis quibuscunque, præfatis episcopis, &c.; et prædictis aliis defunctis, hæredibus et assignatis suis, a festo Sancti Michaelis archangeli tunc ultimo præterito in perpetuum, de nobis et hæredibus nostris, per fidelitatem tantum, absque aliquo nobis vel hæredibus nostris reddendo; ad inde perficiendum et perimplendum voluntatem nostram, per nos tunc factam et ordinatam, vel per nos super eisdem extunc fiendam et ordinandam, ac eisdem episcopis, &c., et prædictis aliis jam defunctis, hæredibus et assignatis suis, ex parte nostra declaratam et notificatam, vel in posterum declarandam vel notificandam. Salvis semper et reservatis nobis, et hæredibus nostris Ducibus Lancastriæ, advocationibus ecclesiarum, abbatiarum, prioratuum, vicariarum, cantariarum, capellarum, hos-

Digitized by Google

pertained or belonged, or might in any manner pertain or belong, to us or our heirs Dukes of Lancaster by reason of the said castles, lordships, towns, manors, socage, wapentakes, bailiwicks, lands, and tenements, and the rest of the premises, in the counties aforesaid, or elsewhere, which were then parcel of our duchy of Lancaster aforesaid; and which we, or our progenitors or ancestors aforesaid Dukes of Lancaster, had by reason of our duchy aforesaid been accustomed to have or perceive in the same castles, lordships, towns, manors, borough, socage, wapentakes, bailiwicks, lands, tenements, and the rest of the premises; also with all the profits, issues, revenues, and emoluments, respecting which we or any of our said progenitors or ancestors had thitherto been used or accustomed to be answered by the feodaries, or any one of them, of us or our progenitors or ancestors Dukes of Lancaster, of the counties of Sussex, Norfolk, Somerset, Dorset, Southampton, Wilts, Oxford, and Berks, with the appurtenances:—To have and to hold, from the feast of St. Michael the Archangel then last past, all and singular the aforesaid castles, lordships, towns, manors, socage, wapentakes, mills, bailiwicks, forest or chace, parks, agistment, lands, tenements, rents, reversions, and services, with the appurtenances, together with the issues, profits, revenues, and commodities, emoluments, and other premises whatsoever, to the aforesaid bishops, &c., and to the aforesaid others deceased, their heirs and assigns, of us and our heirs for ever, by fealty only, without rendering to us or our heirs any other thing; therewith to do and fulfil our will by us then made and ordained respecting the same, or thereafter to be made and ordained by us, and then declared and notified, or thereafter to be declared or notified on our behalf, to the same bishops, &c., and

Digitized by Google

cunque, eisdem castris, dominiis, villis, maneriis, terris, seu tenementis, aut alicui eorum, ullo modo spectantibus. Et eadem auctoritate obligaverimus nos et hæredes nostros ad warantizandum et defendendum prædicta castra, dominia, villas, maneria, socagium, wapentachia, molendina, ballivas, forestam, parcos, agistamentum, terras, tenementa, redditus, servitia, et reversiones, cum pertinentiis, una cum omnibus et singulis aliis præmissis, exceptis præexceptis et reservatis, præfatis episcopis, &c., et prædictis aliis jam defunctis, hæredibus et assignatis suis, contra omnes gentes. Concesserimus etiam, auctoritate ejusdem Parliamenti, quod omnes feoffati nostri prædicti in omnibus præmissis, tunc superstitibus, haberent et exercerent talia et hujusmodi libertates, jura regalia, consuetudines, franchesias, immunitates, et privilegia, una cum omnibus et omnimodis proficuis eorundem, in omnibus et per omnia, ac eis gauderent et utantur, adeo plene et integre sicut nos, aut progenitores sive antecessores nostri prædicti Duces Lancastriæ, ea unquam plenius seu liberius habuimus seu percepimus; et quod dicta castra, dominia, honores, villæ, maneria, terræ, tenementa, et cætera præmissa quæcunque, per tales et hujusmodi officiarios et ministros regerentur et gubernarentur, per quales eadem castra, dominia, villæ, honores, maneria, terræ, tenementa, et cætera præmissa, tam tempore nostro ante concessiones supradictas, quam temporibus aliorum progenitorum seu antecessorum nostrorum prædictorum Ducum Lancastriæ, virtute quarumcunque cartarum per progenitores seu prædecessores nostros Reges Angliæ, seu auctoritate aliorum Parliamentorum ante illa tempora tentorum, factarum, uti, haberi ac regi et gubernari consueverunt. Concesserimus etiam, eadem auctoritate, inter alia, quod omnes et singuli homines, tenentes residentes, et alii residentes, de

Digitized by Google

to the aforesaid others now deceased, their heirs and assigns. Saving always and reserved to us and our heirs Dukes of Lancaster the advowsons of churches, abbeys, priories, vicarages, chantries, chapels, hospitals, and other ecclesiastical benefices whatsoever, in any manner belonging to the same castles, lordships, towns, manors, lands, or tenements, or to any one of them. And by the same authority we bound ourself and our heirs to warrant and defend against all people the aforesaid castles, lordships, towns, manors, socage, wapentakes, mills, bailiwicks, forest, parks, agistment, lands, tenements, rents, services, and reversions, with the appurtenances, together with all and singular the other premises, except the before excepted and reserved, to the aforesaid bishops, &c., and to the aforesaid others now deceased, their heirs and assigns. We likewise granted, by the authority of the same Parliament, that all our aforesaid feoffees in all the premises, then alive, should have and exercise such and such sort of liberties, *jura regalia*, customs, franchises, immunities, and privileges, together with all and all kinds of profits of the same, in all things and through all things, and should enjoy and use them, as fully and entirely as we or our progenitors or ancestors aforesaid Dukes of Lancaster ever most fully or freely had or perceived them; and that the said castles, lordships, honors, towns, manors, lands, tenements, and other premises whatsoever, should be ruled and governed by such and such kind of officers and ministers as the same castles, lordships, towns, honors, manors, lands, tenements, and other premises were accustomed to be used, had, and ruled and governed, as well in our own time before the aforesaid grants, as in the times of others our progenitors or ancestors aforesaid Dukes of Lan-

Digitized by Google

et in prædictis castris, dominiis, honoribus, villis, maneriis, socagio, ballivis, wapentachiis, terris, et tenementis, ac aliis possessionibus prædictis quibuscunque, talibus hujusmodi franchesiis, libertatibus, et privilegiis, adeo plene et libere gauderent et utantur, dummodo eadem castra, honores, dominia, villæ, maneria, et cætera præmissa, in manibus prædictorum episcoporum et aliorum, &c., hæredum seu assignatorum suorum, aut eorum alicujus, virtute concessionum prædictarum existere contingerent, sive in manibus nostris virtute aliquarum dimissionum inde nobis per eosdem episcopos et alios, &c., vel partem eorum, ante illa tempora factarum, aut per eos, hæredes seu assignatos suos, vel eorum aliquos, extunc faciendarum, existere contingerent, quibus et qualibus ac sicut aliqui homines, tenentes residentes, seu alii residentes, in eisdem usi et gavisi fuerunt temporibus quibus dicta castra, honores, villæ, dominia, maneria, socagium, ballivæ, wapentachia, terræ, et tenementa, ac cæteræ possessiones prædictæ, in manibus nostris, seu aliquorum progenitorum aut antecessorum nostrorum prædictorum Ducum Lancastriæ extiterunt, sine occasione vel impedimento nostri vel hæredum nostrorum, justitiariorum, escaetorum, vicecomitum, coronatorum, aut aliorum ballivorum seu ministrorum nostrorum vel hæredum nostrorum quorumcunque. JAMQUE pro eo quod quamplures feoffatorum prædictorum ab hac luce migraverunt, nos, de fidelitate, circumspectione, et conscientiis Thomæ Cantuariensis, Willielmi Eboracensis, archiepiscoporum; Thomæ Londonensis, Willielmi Wintonensis, Johannis Roffensis, Thomæ Bathonensis et Wellensis, Johannis Wigornensis, Walteri Norwicensis, Georgii Exoniensis, Johannis Herefordensis, Johannis Lincolnensis, Laurentii Dunelmensis, Johannis Coventrensis et Lichefeldensis, episcoporum; Johannis Whetehamstede abbatis Sancti Albani; Jasperis comitis Pembrochiæ, Ricardi comitis Warewici, Willielmi comitis Arundelliæ, Johannis

Digitized by Google

caster, by virtue of any charters made by our progenitors or predecessors Kings of England, or by the authority of any other Parliaments theretofore held. We also granted, by the same authority, amongst other things, that all and singular the men, resident tenants, and other resiants of and in the aforesaid castles, lordships, honors, towns, manors, socage, bailiwicks, wapentakes, lands and tenements, and other possessions aforesaid whatsoever, might as fully and freely enjoy and use such and such sort of franchises, liberties, and privileges,—provided the same castles, honors, lordships, towns, manors, and other premises should happen to be, by virtue of the aforesaid grants, in the hands of the aforesaid bishops and others, &c., their heirs or assigns, or of any one of them; or that they should happen to be in our own hands by virtue of any demises thereof theretofore made to us by the same bishops and others, &c., or a part of them, or thereafter to be made by them, their heirs or assigns, or by some of them,—as and which any men, resident tenants, or other resiants used and enjoyed in the same in the times when the said castles, honors, towns, lordships, manors, socage, bailiwicks, wapentakes, lands and tenements, and other possessions aforesaid, were in the hands of us, or of any our progenitors or ancestors aforesaid Dukes of Lancaster, without let or hinderance of us or our heirs, or of the justices, escheators, sheriffs, coroners, or other bailiffs or ministers of us or of our heirs whomsoever. AND now, for that many of the feoffees aforesaid have departed from this life, we, fully confiding in the faithfulness, circumspectness, and conscience of Thomas archbishop of Canterbury, William archbishop of York; Thomas bishop of London, William bishop of Winchester, John bishop of Rochester, Thomas bishop of Bath and Wells, John bishop of Worcester,

The estate of surviving feoffees shall cease,

Digitized by Google

comitis Oxoniæ, Ricardi comitis Sarum; Henrici vicecomitis Bourgchier; Edmundi domini de Grey de Ruthyn, Leonis domini de Welles, Radulphi domini de Sudeley, Johannis domini de Beauchamp; Johannis Nevill militis, Thomæ Tyrell militis; Roberti Stillyngton, Willielmi Say, Jacobi Goldwell, Roberti Wodelarke, Willielmi Westbury, Willielmi Myllyngton, Hugonis Damlet, Thomæ Barker, clericorum; Johannis Say, Johannis Hampton, Johannis Grene, et Nicholai Sharpe, armigerorum, plenius confidentes, ac certis de causis nos intime moventibus, ex certa scientia et mero motu nostris, auctoritate præsentis Parliamenti nostri, apud Westmonasterium septimo die Octobris anno regni nostri tricesimo nono tenti, ordinamus, concedimus, et stabilimus, quod prædictus status prædictorum Johannis Delabere Menevensis episcopi, Edmundi Hungerford militis, Johannis Noreys, in omnibus præmissis et qualibet parcella eorundem amodo cesset; quodque prædicti Thomas Cantuariensis, et Willielmus Eboracensis, archiepiscopi; Thomas Londonensis, Willielmus Wintonensis, Johannes Roffensis, Thomas Bathonensis et Wellensis, Johannes Wigornensis, Walterus Norwicensis, Georgius Exoniensis, Johannes Herefordensis, Johannes Lincolnensis, Laurentius Dunelmensis, et Johannes Coventrensis et Lichfeldensis, episcopi; Johannes abbas Sancti Albani; Jasper comes Pembrochiæ, Ricardus comes Warewici, Willielmus comes Arundelliæ, Johannes comes Oxoniæ, Ricardus comes Sarum; Henricus vicecomes Bourgchier; Edmundus dominus de Grey de Ruthyn, Leo dominus de Welles, Radulphus dominus de Sudeley, Johannes dominus de Beauchamp; Johannes Nevill miles, Thomas Tyrell miles; Robertus Stillyngton, Willielmus Say, Jacobus Goldwell, Robertus Wodelarke, Willielmus Westbury, Willielmus Millyngton, Hugo Damlet, Thomas Barker, clerici; Johannes Say, Johannes Hampton, Johannes Grene, et Nicholaus

Digitized by Google

Walter bishop of Norwich, George bishop of Exeter, John bishop of Hereford, John bishop of Lincoln, Lawrence bishop of Durham, John bishop of Coventry and Lichfield; John Whetehamstede, abbot of Saint Albans; Jasper earl of Pembroke, Richard earl of Warwick, William earl of Arundel, John earl of Oxford, Richard earl of Salisbury; Henry viscount Bourgchier; Edmund lord de Grey of Ruthyn, Leo lord de Wells, Ralph lord de Sudley, John lord de Beauchamp; John Nevill, knight, Thomas Tyrell, knight; Robert Stillyngton, William Say, James Goldwell, Robert Wodelark, William Westbury, William Myllyngton, Hugh Damlet, Thomas Barker, clerks; John Say, John Hampton, John Grene, and Nicholas Sharpe, esquires; and for certain causes inwardly moving us, do, of our certain knowledge and mere motion, by the authority of our present Parliament, holden at Westminster on the seventh day of October in the thirty-ninth year of our reign, ordain, grant, and establish that the aforesaid estate of the aforesaid John Delabere bishop of St. David's, Edmund Hungerford, knight, and John Noreys, in all the premises and in every parcel of them, do from this time cease; and that the aforesaid Thomas archbishop of Canterbury, and William archbishop of York; Thomas bishop of London, William bishop of Winchester, John bishop of Rochester, Thomas bishop of Bath and Wells, John bishop of Worcester, Walter bishop of Norwich, George bishop of Exeter, John bishop of Hereford, John bishop of Lincoln, Lawrence bishop of Durham, and John bishop of Coventry and Lichfield; John abbot of Saint Albans; Jasper earl of Pembroke, Richard earl of Warwick, William earl of Arundel, John earl of Oxford, Richard earl of Salisbury; Henry viscount Bourgchier; Edmund lord de Grey of Ruthyn, Leo lord de

and the new feoffees hold as fully as the late.

Digitized by Google

Sharpe, armigeri, habeant statum in omnibus castris, maneriis, dominiis, possessionibus, terris, tenementis, servitiis, feodi firmis, feodis comitatuum, libertatibus, franchesiis, et cæteris præmissis quibuscunque, et ea omnia habeant et teneant sibi, hæredibus et assignatis suis, in perpetuum, ad perficiendum et perimplendum inde voluntatem nostram de et super dispositione eorundem declaratam seu declarandam, de nobis et hæredibus nostris, per fidelitatem tantum, pro omnibus servitiis, una cum feodis militum, &c., et aliis proficuis et commoditatibus supradictis quibuscunque, adeo plene et integre, et eisdem modo et forma, sicut nos omnia præmissa præfatis Willielmo Wintonensi, Thomæ Bathonensi et Wellensi, Johanni Wigornensi, Waltero Norwicensi, Johanni Menevensi, Johanni Lincolnensi per nomen Johannis Chedworth clerici, episcopis; necnon Johanni vicecomiti Beaumont, Radulpho domino de Sudeley, Johanni domino de Beauchamp; necnon Willielmo Westbury, Henrico Seuer, Ricardo Andrewe, Willielmo Say, Roberto Wodelarke, Thomæ Barker, clericis; Edmundo Hungerford militi; Johanni Hampton, Johanni Noreys, et Johanni Say, armigeris, per prædictas alias literas nostras patentes, et auctoritate aliorum Parliamentorum prædictorum, conjunctim dedissemus, concessissemus, et confirmavissemus. Et nos et hæredes nostri omnia præmissa cum pertinentiis præfatis Thomæ Cantuariensi, Willielmo Eboracensi, archiepiscopis; Thomæ Londonensi, Willielmo Wintonensi, Johanni Roffensi, Thomæ Bathonensi et Wellensi, Johanni Wigornensi, Waltero Norwicensi, Georgio Exoniensi, Johanni Herefordensi, Johanni Lincolnensi, Laurentio Dunelmensi, Johanni Coventrensi et Lichefeldensi, episcopis; Johanni abbati; Jasperi comiti Pembrochiæ, Ricardo comiti Warewici, Willielmo comiti Arundelliæ, Johanni comiti Oxoniæ, Ricardo comiti Sarum; Henrico vicecomiti Bourgchier; Edmundo domino de Grey,

Digitized by Google

Wells, Ralph lord de Sudley, John lord de Beauchamp; John Nevill, knight, Thomas Tyrell, knight; Robert Stillyngton, William Say, James Goldwell, Robert Wodelark, William Westbury, William Myllyngton, Hugh Damlet, Thomas Barker, clerks; John Say, John Hampton, John Grene, and Nicholas Sharpe, esquires, do have an estate in all the castles, manors, lordships, possessions, lands, tenements, services, fee-farms, fees of counties, liberties, franchises, and other premises whatsoever, and do have and hold them all to themselves, their heirs and assigns, for ever, therewith to do and fulfil our will declared or to be declared respecting and upon the disposal of the same, of us and our heirs, by fealty only, in lieu of all services, together with the knights' fees, &c., and other profits and commodities aforesaid whatsoever, as fully and entirely, and in the same manner and form, as we by our aforesaid letters patent, and by the authority of the other Parliaments aforesaid, did give, grant, and confirm all the premises conjointly to the aforesaid William bishop of Winchester, Thomas bishop of Bath and Wells, John bishop of Worcester, Walter bishop of Norwich, John bishop of St. David's, John bishop of Lincoln by the name of John Chedworth, clerk; and to John viscount Beaumont, Ralph lord de Sudley, John lord de Beauchamp; and to William Westbury, Henry Seuer, Richard Andrewe, William Say, Robert Wodelark, Thomas Barker, clerks; Edmund Hungerford, knight; John Hampton, John Noreys, and John Say, esquires. And we and our heirs do warrant against all people all the premises, with their appurtenances, to the aforesaid Thomas archbishop of Canterbury, William archbishop of York; Thomas bishop of London, William bishop of Winchester, John bishop of Rochester, Thomas bishop of Bath and Wells, John bishop of Worcester,

Digitized by Google

Leoni domino de Welles, Radulpho domino de Sudeley, Johanni domino de Beauchamp; Johanni Nevill militi, Thomæ Tyrell militi; Roberto Stillyngton, Willielmo Say, Jacobo Goldwell, Roberto Wodelarke, Willielmo Westbury, Willielmo Millyngton, Hugoni Damlet, Thomæ Barker, clericis; Johanni Say, Johanni Hampton, Johanni Grene, et Nicholao Sharpe, armigeris, hæredibus et assignatis suis, contra omnes gentes warantizabimus in perpetuum. Salvis nobis statu et termino nostris quos habemus in præmissis ex dimissione prædictorum Willielmi Wintonensis, Thomæ Bathonensis et Wellensis, Johannis Wigornensis, Walteri Norwicensis, Johannis Menevensis, Johannis Lincolnensis, episcoporum; necnon præfatorum vicecomitis Beaumont, Radulphi domini de Sudeley, Johannis domini de Beauchamp; necnon Willielmi Westbury, Henrici Seuer, Ricardi Andrewe, Roberti Wodelarke, Thomæ Barker, clericorum; Edmundi Hungerford militis; Johannis Hampton, Johannis Noreys, et Johannis Say, armigerorum. Insuperque, auctoritate præsentis Parliamenti, ordinamus, volumus, et stabilimus, quod omnia exitus, proficua, et emolumenta de omnibus præmissis, necnon de arreragiis eorundem, ultra onera ea incumbentia provenientia, in nullos alios usus convertantur, nisi tantummodo in perfectionem et complementum voluntatis nostræ super dispositione eorundem per nos declaratæ vel in posterum declarandæ; quamvis nos præmissa vel aliquod præmissorum ad terminum diutiorem, ex dimissione prædictorum Thomæ Cantuariensis, Willielmi Eboracensis, archiepiscoporum; Thomæ Londonensis, Willielmi Wintonensis, Johannis Roffensis, Thomæ Bathonensis et Wellensis, Johannis Wigornensis, Walteri Norwicensis, Georgii Exoniensis, Johannis Herefordensis, Johannis Lincolnensis, Laurentii Dunelmensis, Johannis Coventrensis et Lichefeldensis, episcoporum; Johannis abbatis; Jasperis comitis Pembrochiæ, Ricardi co-

Digitized by Google

Walter bishop of Norwich, George bishop of Exeter, John bishop of Hereford, John bishop of Lincoln, Lawrence bishop of Durham, John bishop of Coventry and Lichfield; John the abbot; Jasper earl of Pembroke, Richard earl of Warwick, William earl of Arundel, John earl of Oxford, Richard earl of Salisbury; Henry viscount Bourgchier, Edmund lord de Grey, Leo lord de Wells, Ralph lord de Sudley, John lord de Beauchamp; John Nevill, knight, Thomas Tyrell, knight; Robert Stillyngton, William Say, James Goldwell, Robert Wodelark, William Westbury, William Millyngton, Hugh Damlet, Thomas Barker, clerks; John Say, John Hampton, John Grene, and Nicholas Sharpe, esquires, their heirs and assigns for ever. Saving to us our estate and term which we have in the premises by demise of the aforesaid William bishop of Winchester, Thomas bishop of Bath and Wells, John bishop of Worcester, Walter bishop of Norwich, John bishop of St. David's, John bishop of Lincoln; and of the aforesaid viscount Beaumont; Ralph lord de Sudley, John lord de Beauchamp; and of William Westbury, Henry Seuer, Richard Andrewe, Robert Wodelark, Thomas Barker, clerks; Edmund Hungerford, knight; John Hampton, John Noreys, and John Say, esquires. And, moreover, by the authority of the present Parliament, we do ordain, will, and establish, that all the issues, profits, and emoluments arising from all the premises, as also from the arrears of the same, beyond the charges incumbent on them, be converted to no other uses but only to the doing and fulfilment of our will declared or hereafter to be declared respecting the disposal of the same; though we should in future have the premises, or any of the premises, for a farther certain term, by demise of the aforesaid Thomas archbishop of Canterbury, William archbishop of York;

The King's term and estate saved in the premises demised by the feoffees.

The issues and profits of the premises to be applied only in fulfilment of the King's will,

though demised to the King by the feoffees for a farther term.

Digitized by Google

mitis Warewici, Willielmi comitis Arundelliæ, Johannis comitis Oxoniæ, Ricardi comitis Sarum; Henrici vicecomitis Bourgchier; Edmundi domini de Grey, Leonis domini de Welles, Radulphi de Sudeley, Johannis domini de Beauchamp; Johannis Nevill militis; Thomæ Tyrell militis; Roberti Stillyngton, Willielmi Say, Jacobi Goldwell, Roberti Wodelarke, Willielmi Westbury, Willielmi Millyngton, Thomæ Barker, clericorum; Johannis Say, Johannis Hampton, Johannis Grene, et Nicholai Sharpe, armigerorum, ad certum terminum habuerimus in futurum. Et ulterius, auctoritate dicti præsentis Parliamenti nostri, concedimus, ordinamus, et stabilimus, quod omnes et singuli dicti homines, tenentes residentes, et alii residentes, habeant, gaudeant et exerceant, omnia libertates, franchesias, privilegia, jura regalia, consuetudines, immunitates supradicta; ac etiam quod omnia et singula præmissa per officiarios et ministros nostros dicti ducatus nostri Lancastriæ et per sigillum nostrum ejusdem ducatus, et non aliter, gubernentur et conserventur; et quod status et terminus noster in præmissis sit et pertineat nobis in Jure Ducatus nostri prædicti.

Proviso semper, quod præsens Actus non sit præjudicialis alicui officiariorum seu ministrorum nostrorum ducatus nostri prædicti, aut aliquorum præmissorum vel alicujus inde parcellæ, de, in, seu pro aliquibus officiis, feodis, vadiis, et regardis eis vel eorum alicui inde ante hæc tempora concessis sive in posterum concedendis.

Digitized by Google

Thomas bishop of London, William bishop of Winchester, John bishop of Rochester, Thomas bishop of Bath and Wells, John bishop of Worcester, Walter bishop of Norwich, George bishop of Exeter, John bishop of Hereford, John bishop of Lincoln, Lawrence bishop of Durham, John bishop of Coventry and Lichfield; John the abbot; Jasper earl of Pembroke, Richard earl of Warwick, William earl of Arundel, John earl of Oxford, Richard earl of Salisbury; Henry viscount Bourgchier; Edmund lord de Grey, Leo lord de Wells, Ralph [lord] de Sudley, John lord de Beauchamp; John Nevill, knight, Thomas Tyrell, knight: Robert Stillyngton, William Say, James Goldwell, Robert Wodelark, William Westbury, William Millyngton, [Hugh Damlet,] Thomas Barker, clerks; John Say, John Hampton, John Grene, and Nicholas Sharpe, esquires.

The tenants and resiants shall enjoy the same liberties, &c. and the premises be managed by the Officers of the Duchy of Lancaster, and under the Duchy Seal.

And furthermore, by the authority of our said present Parliament, we do grant, ordain, and establish, that all and every the said men, resident tenants, and other resiants may have, enjoy, and exercise all the liberties, franchises, privileges, *jura regalia*, customs, and immunities abovesaid; and also that all and singular the premises be governed and kept by our Officers and Ministers of our said Duchy of Lancaster, and by our Seal of the same Duchy, and not otherwise; and that our estate and term in the premises be and pertain to us in right of our Duchy aforesaid.

Provided always, that this present Act be not prejudicial to any of our Officers or Ministers of our aforesaid Duchy, or of any of the premises or any parcel thereof, in, for, or in respect of any offices, fees, wages, and rewards therein before this time granted, or hereafter to be granted, to them or any of them.

Digitized by Google

XXXVI.

Rotulus Parliamenti tenti apud Westmonasterium, anno regni Regis Edwardi Quarti primo.

Convictio quorundam dominorum et aliorum auctoritate Parliamenti.

Rot. Parl. 1 Edw. 4. n.17. m.11. in Turr. Lond.

ITEM, quædam cedula, formam Actus in se continens, exhibita fuit præfato domino Regi in præsenti Parliamento, sub eo qui sequitur tenore verborum.

4th Nov. 1 Edw. 4. A.D. 1461.

For asmoche as Henry, late Kyng Henry the Sixt, ayenst the honoure and trouth that owe to be stablisshed in every Christien Prynce, dissimilyng with the right noble and famous Prynce Richard Duc of York, to whome it lyked at the grete and speciall instaunce of the same Henry, and of the Lordes Spirituelx and Temporelx, and Commyns of the Reame of Englond, solempnely to hym made, and for the tender and naturall zele and affection that he bare unto the Commyn Wele, good pollitique, and restfull governaunce therof, to take his viage from the cite of London toward the North parties of the seid Reame, to represse, subdue and resist the unleefull and inordynat commotion and riotte there bigonne, to the subversion of the seid Commen Wele, politique and restfull governaunce; natheles procured, stered and excited, ayenst his promisse, and the forme of the convention and concorde made bitwene hem of and uppon the right and title of the seid Coroune, Roiall power, Dignite, Estate, Preemynence and Possession of the seid

Digitized by Google

Reame, the murdre of the same Duc. And where the seid Henry Usurpour, dissimilyng the destruction of other Lordes and persones of the same Reame, by his writts called to assist hym to attend uppon his persone, to resiste and represse another commocion of people, by his assent and wille gadered, and waged not oonly in the North parties, but also oute of Scotlond, commyng from the same parties with Margarete late called Quene of Englond, and hir son Edward, late called Prynce of Wales, entendyng to the extreme destruction of the seid Reame, namely of the South parties therof, wherof experience sheweth the clerenes, respect had to the spoile by theym of Godds chirch, of chalesses, crosses of sylver, boxes for the Sacrament, and other onourments longyng therunto, of defoulyng and ravisshing Religious wymmen, wedowes and maydens, of unmanly and abhomynable entretyng of wymmen beyng in the naturall labour and bataille of travailyng of child, by the moyne therof piteously disperaged, Heven sorowyng the lost therby of the soules that shuld have been of the felaushiip of Cristendom and of the blisse of Heven, not abhorryng of unmanly, unnaturall and beestly cruelte to drawe wymmen beyng in childebedde from their bedds naked, and to spoile hem of all her goods, a piteous desolacion. The same Henry, actour, factour and provoker of the seid commocion, and assentyng of covyne with the seid Margarete, Henry Duc of Somerset, and Henry late Erle of Northumberlond, in a bataille to be shewed unto hym, and offered of fraudulent dissimilacion, in a feld beside the toune of Seint Albones, the xvii day of Feverer last past, not joynyng his persone and blode to the defence, tuition and salvacion of the same Lordes and persones commen to assist hym by his auctorite and com-

Digitized by Google

maundement, lyke a victorious and a noble captayne, but lyke a disseyvable coward, ayenst princely and knyghtly duetee, sodenly, privately and shamefully refused theym, sufferyng and procuryng to disseivably th' effucion of their blode, and horrible murdre and deth, not havyng therof sorowe, pitee or compassion; adheryng to the seid Margaret, and to the seid Duc of Somerset, and other Lordes and persones that committed the seid orrible and cruell murdre of the seid Duc of York, and of the Erles of Rutlond and Salesbury, and also of the seid people, in the seid felde beside the seid toune of Seint Albones, yevyng therfor to the seid Duc and other assistyng theym therin a speciall laude and thank, from thensforth appliyng to theym and to their outrageous, unlefull, and unlawfull riotts and mysgovernaunce; after that sufferyng wilfully thoo worthy and good Knyghtes, William Lord Bonvile and Sir Thomas Kiryell, for the prowesse of knyghthode approved in their persones called to the order of the Garter, and William Gower, squier, the berer of oon of his baners, whom to he made feith and assurans under Kynges word, procedyng from his mouth, to kepe and defend theym there from all hurt, joupardie and perell, to be murdred, and after that tyrannously heded, with grete violence, withoute processe of lawe or any pitee, contrary to his seid feith and promysse, abhomynable in the heryng of all Christen Prynces.

* * * * *

Henry, late called King Henry the Sixth, shall be attainted of High Treason,

It be declared and adjuged, by th'assent and advis of the Lordes Spirituelx and Temporelx, and Commyns, beyng in this present Parlement, and by auctorite of the same, that the seid Henry, late called Kyng Henry the Sixt, for the consideracions of the grete, haynouse, and detestable malice and offenses afore specifyed, by hym com-

Digitized by Google

mitted ayenst his Feith and Liegeaunce to oure seid Liege Lord Kyng Edward the Fourth, his true, right-wisse, and naturall Liege Lord, offended and hurte unjustely and unlawfully the Roiall Mageste of oure seid Soverayne Lord, [*stand and be, by the seid advise and assent, convicted and atteinted of High Treason]. And that it be ordeyned and stablisshed, by the seid advis, assent and auctorite, that the same Henry forfet unto the same oure Liege Lord Kyng Edward the Fourth, and to the seid Coroune of Englond, all castelxs, maners, lordships, tounes, touneships, honours, landes, tenementes, rentes, services, feefermes, knyghtes' fees, advousons, hereditaments and possessions, with their appurtenauncez, which he, or any other to his use, had the third day of Marche last past, beyng of the Duchie of Lancastre, or that were any parcell or membre of the same Duchie, or therunto unyed or annexed, in the first yere of the reigne of Henry, late called Kyng Henry the Fyft, or at any tyme sith. And that it be ordeyned and stablisshed, by the seid advis, assent and auctorite, that the same maners, castelles, lordships, honours, tounes, touneships, landes, tenementes, rentes, services, feefermes, knyghtes' fees, advousons, hereditaments and possessions, with their appurtenaunces, in Englond, Wales and Caleis, and the Marches therof, make, and from the seid fourth day of Marche be, the seid Duchie of Lancastre corporat, and be called the Duchie of Lancastre. And that oure seid Soverayne Lord Kyng Edward the Fourth have, sease, take, hold, enjoy and enherit, all the same manoirs, castelles, and other premisses, with their appurtenauncez, by the same name

and shall forfeit all his possessions of the Duchy of Lancaster to the Crown;

the said possessions from 4th March (A.D. 1461) shall be incorporated, and called "The Duchy of Lancaster;"

the King to hold the same to him and his heirs Kings of England.

* The words between crotchets are written in the margin of the Parliament Roll.

Digitized by Google

of Duchie, fro all other his enheritauncez separate, fro the seid fourth day of Marche, to hym and to his heires Kyngs of Englond perpetuelly. And that the Counte of Lancastre be a Counte Palatyne. And that oure Liege and Soverayn Lord Kyng Edward the Fourth, and his heires, have, as parcell of the seid Duchie, the same Countie of Lancastre a Counte Palatyne, and a Seale, Chaunceller, Juges and Officers there for the same; and all manere libertees, custumes, lawes roiall and fraunchises, in the same Countie Palatyne lawfully and rightwisely used; and over that another Seale, called the Seale of the Duchie of Lancastre, and a Chaunceller for the kepyng therof, Officers and Counceillers for the gidyng and governaunce of the same Duchie, and of the particuler officers, ministres, tenauntes and inhabitaunts therof, in as grete, ample, and large forme as Henry, callyng hymsilf Kyng Henry the Fyft, at any tyme therin had, used, or enjoyed lawfully. And that, by the same auctorite, the seid officers and ministres, and also the tenauntez and inhabitaunts of and in the same Duchie, have, use, excercise and enjoy such and all libertees, fraunchises, privileges and custumes, as the officers, ministres, tenauntes and inhabitaunts of the same Duchie had, used, excercised or enjoyed lawfully, in the tyme of the same Henry callyng hymsilf Kyng Henry the Fyft. And that also in the same Duchie be used, had and occupied, all such fredomes, libertees, fraunchises, custumes, privileges, and jurisdictions as were used therin lawfully afore the seid fourth day of Marche. And that the officers, ministres, tenauntes and inhabitaunts of or in the seid Duchie be entreated and demeaned accordyng to the same fredomes, libertees, fraunchises, custumes, privileges and jurisdictions, and not

The County of Lancaster a County Palatine—parcel of the Duchy—shall have a Seal, Chancellor, &c.

another Seal called the Seal of the Duchy of Lancaster, and a Chancellor, &c.

The officers of the Duchy, and the tenants, shall enjoy all liberties, &c. as in the time of King Henry the Fifth.

Digitized by Google

distreyned, arted, or compelled to the contrary, in any wise.

* * * * *

Savyng also to all the Kynges Lieges, and to their heires, and to every of theym, other than such as been attaynted by this Act, and their heires, claymyng by discent by any of theym in manere aforeseid attaynted, such title, right, interesse and possession as they or any of theym have, or the seid XXIX day of Decembre, or the seid fourth day of Marche, had in the premisses or any parcell therof, the seid Duchie of Lancastre, and every parcell and membre therof except, other than they or any of theym have, or the seid XXIX day, or the seid fourth day of Marche, had in the premisses, or any parcell therof, to the use and behofe of the seid persones in manere aforeseid attaynted, or any of theym, or to the use of the heires of any of theym soo attaynted. Saving.

* * * * *

Qua quidem cedula Communibus regni Angliæ in eodem Parliamento existentibus transportata fuit, cui iidem Communes assensum suum præbuerunt sub hiis verbis: Assent.

A cest Acte les Communez sount assentuz.

Quibus quidem cedula et assensu in Parliamento prædicto lectis, auditis et plenius intellectis, de avisamento et assensu Dominorum Spiritualium et Temporalium in dicto Parliamento existentium, respondebatur eisdem sub hiis verbis.

LE Roy le voet.

* * * * *

Digitized by Google

XXXVII.

Pro Ducatu Lancastriæ.

Rot. Pat. 1 Edw. 4. p. 7. m. 35. in Turr. Lond. (Orig. in arch. Duc. Lanc.)

EDWARDUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ omnibus ad quos præsentes literæ pervenerint, salutem. Inspeximus literas patentes Henrici Quarti nuper de facto et non de jure Regis Angliæ factas in hæc verba:

HENRICUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ omnibus ad quos præsentes literæ pervenerint salutem. Sciatis quod cum ducatus Lancastriæ, ac quamplura alia comitatus, honores, castra, maneria, feoda, possessiones et dominia, infra regnum nostrum Angliæ et Walliæ, ac alibi, nobis tam per mortem celebris memoriæ Henrici nuper Ducis Lancastriæ avi nostri, ac carissimi domini et patris nostri Johannis nuper Ducis Lancastriæ, necnon carissimæ dominæ et matris nostræ Blanchiæ uxoris ejus, filiæ et hæredis prædicti Henrici, nobis jure hæreditario, antequam ad statum et dignitatem regalem rerum Dominus omnium sua ineffabili clementia nos nuperrime evocavit, descenderint et acciderint, in quibus quidem ducatu, comitatibus, honoribus, castris, maneriis, possessionibus et dominiis, diversa libertates, jura regalia, consuetudines et franchesiæ, dictis progenitoribus et antecessoribus nostris, quædam, videlicet, eis et hæredibus de corporibus suis exeuntibus, et quædam sibi et hæredibus masculis de corporibus suis exeuntibus, ac quædam præfato domino et patri nostro ad terminum vitæ suæ, per diversas cartas, tam domini Edwardi nuper Regis Angliæ avi nostri, quam domini Ricardi nuper Regis Angliæ secundi

Digitized by Google

XXXVII.

For the Duchy of Lancaster.*

EDWARD, by the grace of God, King of England and France and Lord of Ireland, to all to whom the present letters shall come, greeting. We have inspected the letters patent of Henry the Fourth, late in fact and not of right King of England, made in these words: 4th Nov. 1 Edw. 4. A.D. 1461.

HENRY, by the grace of God, King of England and France and Lord of Ireland, to all to whom the present letters shall come, greeting. Know ye, that whereas the duchy of Lancaster, and very many other counties, honors, castles, manors, fees, possessions, and lordships, within our realm of England and Wales and elsewhere, before the Lord of all things so lately in his unspeakable mercy called us to the regal estate and dignity, did descend and come unto us by hereditary right, by the death as well of Henry of famous memory, late Duke of Lancaster, our grandfather, as of our most dear lord and father John late Duke of Lancaster, and also of our most dear lady and mother Blanche, his wife, daughter and heiress of the aforesaid Henry; in which said duchy, counties, honors, castles, manors, possessions, and lordships, divers liberties, *jura regalia*, customs, and franchises were and had been granted to our said progenitors and ancestors,—to wit, some to them and the heirs of their bodies issuing, and some to them and the heirs male of their bodies issuing, and some to our aforesaid lord and 14th Oct. 1 Hen. 4. A.D. 1399.

Recital that the King held the Duchy of Lancaster and other estates in various counties by inheritance,

and that divers liberties and *jura regalia* had been granted therein by several charters, viz.

* The original Charter is preserved in the archives of the Duchy of Lancaster.

Digitized by Google

post conquestum, sunt et fuerant concessa, prout in cartis prædictis quarum tenores sequuntur in hæc verba,— EDWARDUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ omnibus ad quos præsentes literæ pervenerint, salutem. Sciatis quod si nos, debita consideratione pensantes gestus magnificos cunctorum qui nobis in guerris nostris laudabiliter et strenue servierunt, ipsos desideremus honoribus attollere et pro viribus juxta merita præmiare, quanto magis filios nostros, quos tam in sapientia quam in gestu nobili alios præcellere conspicimus, et qui nobis locum tenuerunt et tenere poterunt potiorem, nos convenit majoribus honoribus et gratiis prærogare. Considerantes itaque probitatem strenuam et sapientiam præcellentem carissimi filii nostri Johannis Regis Castellæ et Legionis, Ducis Lancastriæ, qui laboribus et expensis semper se nobis obsequiosum exhibuit, pro nobis pluries in necessitatibus intrepide se guerrarum discriminibus exponendo; et volentes eo prætextu ac desiderantes eundem filium nostrum aliquali commodo et honore ad præsens, licet non ad plenum, prout digna merita exposcunt, remunerare; ex certa scientia nostra et læto corde, de assensu prælatorum et procerum in instanti parliamento nostro apud Westmonasterium convocato existentium, concessimus, pro nobis et hæredibus nostris, præfato filio nostro, quod ipse ad totam vitam suam habeat infra comitatum Lancastriæ cancellariam suam, ac brevia sua sub sigillo suo pro officio cancellariæ deputando consignanda, justitiarios suos tam ad placita coronæ quam ad quæcumque alia placita communem legem tangentia tenenda, ac cognitiones eorundem, et quascumque executiones per brevia sua et ministros suos ibidem faciendas, et quæcumque alia libertates et jura regalia ad Comitem Palatinum pertinentia, adeo integre et libere sicut Comes Cestriæ infra eundem comitatum Cestriæ dinoscitur

Digitized by Google

father for the term of his life,—by divers charters as well of the lord Edward late King of England, our grandfather, as of the lord Richard late King of England, the second after the conquest, as is contained more fully in the charters aforesaid, the tenors whereof follow in these words:—

EDWARD, by the grace of God, King of England and France and Lord of Ireland, to all to whom the present letters shall come, greeting. Know ye, that if we, weighing with due consideration the noble bearings of all those who laudably and strenuously have served us in our wars, be desirous of raising them to honors, and rewarding them for their valor according to their merits, how much more doth it become us to advance with greater honors and favors our own sons, whom we see excelling others as well in wisdom as in noble bearing, and who have stood and may stand us in better stead. Considering, therefore, the strenuous goodness and excellent wisdom of our most dear son John King of Castille and Leon, Duke of Lancaster, who hath ever shewn himself ready to serve us with labor and charges, many times in our need intrepidly exposing himself for us to the dangers of war, and being willing on that account, and desiring now to reward, albeit not in full, the same our son with some benefit and honor as his merits worthily demand, of our certain knowledge and with cheerful heart, with the assent of the prelates and nobles assembled in our present parliament convoked at Westminster, we have granted, for us and our heirs, unto our aforesaid son, that he for the whole of his life may have within the county of Lancaster his chancery, and his writs to be sealed under his seal to be deputed for the office of the chancery, his justices to hold as well pleas of the crown as all other pleas whatsoever touching the common law, and the cog-

28th Feb. 51 Edw. 3. A.D. 1377.

Grant for life of a Court of Chancery in the county of Lancaster,

Digitized by Google

obtinere (decimis quintisdecimis et aliis quotis et subsidiis nobis et hæredibus nostris per communitatem regni nostri, et decimis et aliis quotis per clerum ejusdem regni nobis concessis et imposterum concedendis, aut eidem clero per sedem apostolicam impositis et imponendis, ac pardonationibus vitæ et membrorum in casu quo aliquis ejusdem comitatus aut alius in eodem comitatu pro aliquo delicto vitam vel membrum amittere debeat, ac etiam superioritate et potestate corrigendi ea quæ in curiis ejusdem filii nostri ibidem erronice facta fuerint, vel si idem filius noster aut ministri sui in justitia in curiis ejusdem filii nostri inibi facienda defecerint, semper salvis). Et est intentionis nostræ quod idem filius noster, ad mandata nostra et hæredum nostrorum, ad parliamenta et concilia nostra duos milites pro communitate comitatus prædicti et duos burgenses de quolibet burgo ejusdem comitatus ad tractandum cum aliis de communitate dicti regni nostri ad eadem parliamenta et concilia venientibus de negotiis dicti regni nostri in eisdem parliamentis et conciliis exponendis mittere teneatur. Et quod idem filius noster certos homines fideles et sufficientes ad hujusmodi decimas et quintasdecimas subsidia et alia quota quotiens ea nobis seu hæredibus nostris in parliamentis seu conciliis concedi contigerit assignet; ita quod nobis et hæredibus nostris de sic concessis respondeatur per eosdem. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Westmonasterium vicesimo octavo die Februarii, anno regni nostri Angliæ quinquagesimo primo, regni vero nostri Franciæ tricesimo octavo. RICARDUS Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ archiepiscopis, episcopis, abbatibus, prioribus, ducibus, comitibus, baronibus, justitiariis, vicecomitibus, præpositis, ministris, et omnibus ballivis et fidelibus suis, salutem. Sciatis quod cum dominus Edwardus nuper

Digitized by Google

nisance thereof, and all manner of execution to be made by his writs and his ministers there, and all other liberties and *jura regalia* pertaining to a Count Palatine, as freely and entirely as the Earl of Chester is well known to obtain within the same county of Chester: (saving always the tenths, fifteenths, and other contributions and subsidies granted and hereafter to be granted to us and our heirs by the commonalty of our realm, and the tenths and other contributions granted and hereafter to be granted to us by the clergy of the same our realm, or imposed and to be imposed upon the same clergy by the apostolic see;—and the pardon of life and limbs in case that any person of the same county, or other person in the same county, ought for any delict to lose his life or limb;—and also the superiority and power of correcting those things which shall have been erroneously done there in the courts of our same son, or if our same son or his ministers shall have failed in doing justice there also in the courts of the same our son.) And it is our intention that our same son, at the mandates of us and our heirs, be held to send to our parliaments and councils two knights for the commonalty of the shire aforesaid, and two burgesses from every borough of the same shire, to treat with the others of the commonalty of our said realm coming to the said parliaments and councils concerning the affairs of our said realm in the same parliaments and councils to be declared. And that our same son shall assign certain trusty and sufficient men for the like tenths and fifteenths, subsidies and other contributions, so often as they shall happen to be granted to us or our heirs in parliament or council; so that we and our heirs may by them be answered in respect of such grants. In witness whereof we have caused these our letters to be made

and *jura regalia* pertaining to a Count Palatine.

The Duke to send knights of the shire and burgesses to serve in parliament;

and to appoint collectors of subsidies granted by parliament.

Digitized by Google

Rex Angliæ, avus noster, per cartam suam dedisset et concessisset carissimo avunculo nostro, filio suo, Johanni Duci Lancastriæ, tunc Comiti Lancastriæ, nomen et honorem Ducis et ipsum in Ducem Lancastriæ præfecisset, ac de eisdem nomine et honore per cincturam gladii et appositionem cappæ suo capiti investivisset, habenda eadem nomen et honorem Ducis Lancastriæ, sibi et hæredibus suis masculis de corpore suo legitime procreatis imperpetuum; subsequenterque idem avus noster per literas suas patentes concessisset pro se et hæredibus suis præfato avunculo nostro quod ipse ad totam vitam suam haberet infra comitatum Lancastriæ cancellariam suam, ac brevia sua sub sigillo suo pro officio cancellariæ deputando consignanda, justitiarios suos tam ad placita coronæ quam ad quæcumque alia placita communem legem tangentia, tenenda, ac cognitiones eorundem, et quascumque executiones per brevia sua et ministros suos ibidem faciendas, et quæcumque alia libertates et jura regalia ad Comitem Palatinum pertinentia, adeo libere et integre sicut Comes Cestriæ infra eundem comitatum Cestriæ dinoscitur obtinere (decimis quintisdecimis et aliis quotis et subsidiis, eidem avo nostro et hæredibus suis per communitatem regni sui, et decimis et aliis quotis per clerum ejusdem regni tunc concessis et extunc concedendis, aut eidem clero per sedem apostolicam impositis et imponendis, ac pardonationibus vitæ et membrorum, in casu quo aliquis ejusdem comitatus, aut alius in eodem comitatu, pro aliquo delicto vitam vel membrum amittere deberet, ac etiam superioritate et potestate corrigendi ea quæ in curia ejusdem avunculi nostri ibidem erronice facta fuerint, vel [si] idem avunculus noster aut ministri sui in justitia in curia sua facienda defecerint, semper salvis): Et quod idem avunculus noster ad mandata ejusdem avi nostri et hæredum

Digitized by Google

patent. Witness ourself at Westminster, on the twenty-eighth day of February, in the fifty-first year of our reign of England, and the thirty-eighth of our reign of France.

16th Feb. 13 Ric. 2. A.D. 1390.

RICHARD, by the grace of God, King of England and France, and Lord of Ireland, to his archbishops, bishops, abbots, priors, dukes, earls, barons, justices, sheriffs, reeves, ministers, and all his bailiffs and faithful people, greeting. Know ye, that whereas the Lord Edward, late King of England, our grandfather, did by his charter give and grant to his son, our most dear uncle, John Duke of Lancaster, at that time Earl of Lancaster, the name and honor of Duke, and did make him Duke of Lancaster, and invest him with the same name and honor by girding of the sword and setting upon his head the cap, to have the same name and honor of Duke of Lancaster to him and his heirs male of his body lawfully begotten for ever; and subsequently our same grandfather did by his letters patent grant for himself and his heirs to our aforesaid uncle, that he for the whole of his life should have within the county of Lancaster his chancery, and his writs to be sealed under his seal to be deputed for the office of the chancery, his justices to hold as well pleas of the crown as all other pleas whatsoever touching the common law, and the cognizance thereof, and all manner of execution to be made by his writs and his ministers there, and all other liberties and *jura regalia* pertaining to a Count Palatine, as freely and entirely as the Earl of Chester is well known to obtain within the same county of Chester; saving always the tenths, fifteenths, and other contributions and subsidies then granted and thereafter to be granted to our same grandfather and his heirs by the commonalty of his realm, and the tenths and other contributions then granted and thereafter to be granted by

Recital of Charter of King Edw. 3. creating his son John Duke of Lancaster,

and of his grant to him for life of a chancery and *jura regalia*, as a Count Palatine, in the county of Lancaster.

Digitized by Google

suorum ad parliamenta et concilia sua duos milites pro communitate comitatus prædicti et duos burgenses de quolibet burgo ejusdem comitatus ad tractandum, cum aliis dicti regni ad parliamenta et concilia venientibus, de negotiis dicti regni in eisdem parliamentis et aliis exponendis, mittere teneretur: et quod idem avunculus noster certos homines fideles et sufficientes ad hujusmodi decimas et quintasdecimas subsidia et alia quota, quotiens ea eidem avo nostro seu hæredibus suis in parliamentis seu conciliis concedi contingeret, assignaret; ita quod eidem avo nostro de sic concessis responderetur per eosdem. Ac nos nuper ad prosecutionem ipsius avunculi nostri per petitionem suam nobis in parliamento nostro apud Gloucestriam tento exhibitam, suggerentis ipsum prætextu dictorum verborum generalium scaccarium suum in eodem comitatu Lancastriæ et omnia ad hujusmodi scaccarium pertinentia, ac jurisdictionem et potestatem faciendi et constituendi justitiarios suos itinerantes ad placita forestæ et alios justitiarios ad quæcumque alia placita assisam forestæ tangentia infra dictum comitatum Lancastriæ a tempore concessionis dicti avi nostri tenuisse exercuisse et habuisse, de assensu prælatorum ducum comitum baronum et communitatis regni nostri Angliæ in eodem parliamento existentium, per literas nostras patentes declaraverimus eundem avunculum nostrum omnibus et singulis præmissis, per ipsum prætextu dictorum verborum generalium ut præmittitur usitatis, virtute eorumdem verborum generalium uti posse et debere; et ulterius de gratia nostra speciali concesserimus, pro nobis et hæredibus nostris, eidem avunculo nostro, quod ipse scaccarium suum in dicto comitatu Lancastriæ, et barones et alios ministros in eodem scaccario necessarios, necnon jurisdictiones executiones et consuetudines quascumque in scaccario nostro Angliæ rationabiliter usitatas habeat in eodem

Digitized by Google

the clergy of the same realm, or imposed and to be imposed upon the same clergy by the apostolic see; and the pardon of life and limbs in case that any person of the same county, or other person in the same county, ought for any delict to lose his life or limb; and also the superiority and power of correcting those things which shall have been erroneously done there in the court of our same uncle, or if our same uncle or his ministers should have failed in doing justice in his court. And that our same uncle, at the mandate of the same our grandfather and his heirs, should be held to send to his parliaments and councils two knights for the commonalty of the shire aforesaid, and two burgesses from every borough of the same shire, to treat with the others of the said realm coming to the parliaments and councils concerning the affairs of the said realm in the same parliaments and councils to be declared: and that our same uncle should assign certain trusty and sufficient men for the like tenths and fifteenths, subsidies and other contributions, so often as they should happen to be granted to our same grandfather or his heirs in parliament or council; so that our same grandfather might by them be answered in respect of such grants. And we lately, at the prosecution of our same uncle by his petition to us exhibited in our parliament holden at Gloucester, (suggesting that by pretext of the said general words he had had, exercised, and held from the time of the grant of our said grandfather his exchequer in the same county of Lancaster, and all things to such exchequer pertaining, and the jurisdiction and power of making and appointing his justices in eyre for pleas of the forest, and other justices for all manner of other pleas touching the assize of the forest within the said county of Lancaster,) with the assent of the prelates, dukes, earls,

Recital of letters patent granted by King Richard 2. on the Duke's petition in parliament,

Digitized by Google

scaccario suo et eis ibidem plene gaudeat et rationabiliter utatur: et quod habeat jurisdictionem et potestatem faciendi et constituendi justitiarios suos itinerantes ad placita forestæ et alios justitiarios ad quæcumque alia placita assisam forestæ tangentia infra dictum comitatum Lancastriæ tenenda durante vita ipsius avunculi nostri (placitis tamen et querelis aliis quibuscumque, ubi nos vel hæredes nostri in dicto scaccario vel coram præfatis justitiariis partes fuerimus vel fieri contingat, emergentibus semper salvis); et voluerimus, quod omnia verba generalia in concessione ejusdem avi nostri prædicta contenta in suo robore permaneant durante vita avunculi nostri supradicti, declaratione et concessione prædictis non obstantibus, prout in carta et literis prædictis plenius continetur. Jamque præfatus avunculus noster nobis supplicaverit, ut libertates franchesias privilegia jura regalia supradicta, et omnia alia et singula sibi superius concessa, sibi et hæredibus suis masculis de corpore suo exeuntibus concedere dignemur, habenda eodem modo sicut ea jam habet, una cum dicto nomine Ducis Lancastriæ perpetuis temporibus successivis. Nos probitatem strenuam et sapientiam excellentissimam præfati avunculi nostri, qui se laboribus et expensis ac consiliis continuis nobis et regno nostro obsequiosum pariter et fructuosum semper retroactis temporibus exhibuit et exhibet indefesse, debita consideratione pensantes, ac sperantes indubie hæredes suos masculos de corpore suo legitime procreatos vestigia progenitorum suorum qui ex tam nobili progenie regali processerunt, divina mediante clementia, in sapientia strenuitate et honore sequi debere, et nobis et hæredibus nostris ac regno nostro maxime valere et locumtenere posse infuturum. Et volentes præmissorum intuitu supplicationi prædictæ annuere gratiose, de assensu præsentis parliamenti nostri, læto corde et ex certa scientia nostra concessimus

Digitized by Google

barons, and the commons of our realm of England in the same parliament assembled, by our letters patent did declare that our same uncle should and might be able, by virtue of the said general words, to use all and every the premises by him used by pretext of the same general words as is premised; and further, of our especial grace we did grant, for us and our heirs, to our same uncle, that he might have his exchequer in the said county of Lancaster, and barons and other ministers necessary in the same exchequer, and also all jurisdictions, executions, and customs whatsoever in the same his exchequer which are reasonably used in our exchequer of England, and might fully and reasonably use and enjoy them there; and that he might have the jurisdiction and power of making and appointing his justices in eyre to hold pleas of the forest, and other justices to hold all manner of other pleas touching the assize of the forest, within the said county of Lancaster, during the life of our same uncle (saving always nevertheless all manner of other pleas and plaints arising in the said exchequer, or before the aforesaid justices, where we or our heirs should be, or should happen to be made, parties); and we did will that all the general words contained in the aforesaid grant of our same grandfather should remain in force during the life of our abovesaid uncle, notwithstanding the declaration and grant aforesaid, as in the charter and letters aforesaid more fully is contained. And now our aforesaid uncle hath besought us that we would deign to grant the above-said liberties, franchises, privileges, *jura regalia*, and all and every other the things to him above granted, to him and his heirs male of his body issuing, to have in the same manner as he now hath them, together with the said name of Duke of Lancaster in all times to come. We,

declaring, that, by virtue of the general words in the grant of the Palatinate, the Duke should have his exchequer,

and appointment of justices of the forest,

during the Duke's life.

The Duke having petitioned for a grant in tail-male,

Digitized by Google

pro nobis et hæredibus nostris, præfato avunculo nostro quod ipse et hæredes sui masculi de corpore suo legitime procreati habeant infra comitatum Lancastriæ cancellariam suam ac brevia sua sub sigillo suo pro officio cancellariæ deputando conservanda, justitiarios suos tam ad placita coronæ quam ad quæcumque alia placita communem legem tangentia tenenda, ac cognitiones eorundem, et quascumque executiones per brevia sua et ministros suos ibidem faciendas, et quæcumque alia libertates et jura regalia ad Comitem Palatinum pertinentia, adeo libere et integre sicut Comes Cestriæ dinoscitur obtinere. Et quod habeant scaccarium suum in dicto comitatu Lancastriæ ac barones et alios ministros in eodem scaccario necessarios, necnon jurisdictiones executiones et consuetudines quascumque in scaccario nostro Angliæ rationabiliter usitatas, et eis ibidem plene gaudeant et rationabiliter utantur. Et quod habeant jurisdictionem et potestatem faciendi et constituendi justitiarios suos itinerantes ad placita forestæ et alios justitiarios ad quæcumque alia placita assisam forestæ tangentia infra dictum comitatum Lancastriæ tenenda imperpetuum (placitis tamen et querelis quibuscumque, ubi nos vel hæredes nostri in dicto scaccario vel coram præfatis justitiariis partes fuerimus vel fieri contingat, emergentibus, ac decimis quintisdecimis et aliis quotis et subsidiis nobis et hæredibus nostris per communitatem regni nostri, et decimis et aliis quotis per clerum ejusdem regni concessis et exnunc concedendis, aut eidem clero per sedem apostolicam impositis et imponendis, ac pardonationibus vitæ et membrorum in casu quo aliquis ejusdem comitatus, aut alius in eodem comitatu, pro delicto aliquo vitam vel membrum amittere debeat, ac etiam superioritate et potestate corrigendi ea quæ in curia ejusdem avunculi nostri vel dictorum hæredum suorum ibidem erronice facta fuerint, vel [si] idem avunculus

Digitized by Google

weighing with due consideration the strenuous probity and most excellent wisdom of our aforesaid uncle, who hath ever shewn himself in times past, and unweariedly continues to prove, very ready to serve us and our realm, and at the same time most profitably, with his continual labor, charges, and counsel; and hoping undoubtedly that his heirs male of his body lawfully begotten ought through the mediation of Divine Mercy to follow the footsteps of their progenitors, who have proceeded from so noble and royal a stock, in wisdom, honor, and prowess, and that they will be able, in times to come, mightily to avail and stand ourself and our heirs and our realm in good stead, and being willing in regard of the premises graciously to assent to the aforesaid petition, with the assent of our present parliament, of our certain knowledge, and with cheerful heart, do grant for us and our heirs to our aforesaid uncle, that he and his heirs male of his body lawfully begotten may have within the county of Lancaster their chancery, and their writs to be sealed under their seal to be deputed for the office of the chancery, their justices to hold as well pleas of the crown as all other pleas whatsoever touching the common law, and the cognizance thereof, and all manner of execution to be made by their writs and their ministers there, and all other liberties and *jura regalia* pertaining to a Count Palatine, as freely and entirely as the Earl of Chester is well known to obtain. And that they may have their exchequer in the said county of Lancaster, and barons and other ministers necessary in the same exchequer, and also all jurisdictions, executions, and customs whatsoever, which are reasonably used in our exchequer of England, and may fully and reasonably use and enjoy them there; and that they may have the jurisdiction and power of making and appointing their justices

in consideration of his high merits

he and the heirs male of his body shall have in the county of Lancaster

their chancery,

justices to hold pleas,

and *jura regalia*, as freely as the Earl of Chester;

exchequer

and barons thereof,

and appointment of justices of the forest,

Digitized by Google

noster seu dicti hæredes sui, aut eorum ministri, in justitia in curia sua facienda defecerint, semper salvis). Et quod idem avunculus noster et dicti hæredes sui, ad mandata nostra et hæredum nostrorum, ad parliamenta et concilia nostra et hæredum nostrorum duos milites pro communitate comitatus prædicti et duos burgenses de quolibet burgo ejusdem comitatus ad tractandum cum aliis dicti regni nostri ad parliamenta et concilia venientibus de negotiis dicti regni in eisdem parliamentis et aliis exponendis mittere teneantur. Et quod idem avunculus noster et hæredes sui prædicti certos homines fideles et sufficientes ad hujusmodi decimas et quintasdecimas subsidia et alia quota, quotiens ea nobis aut hæredibus nostris in parliamentis seu conciliis concedi contigerit, assignent; ita quod nobis et hæredibus nostris de sic concessis respondeatur per eosdem. Quare volumus et firmiter præcipimus quod idem avunculus noster et hæredes sui prædicti habeant et teneant omnia et singula libertates franchesias privilegia scaccarium jura regalia et alia supradicta una cum dictis nomine et honore Ducis Lancastriæ (exceptis præexceptis) eodem modo ac adeo libere et integre sicut idem avunculus noster ea ad præsens habet et tenet, imperpetuum, sicut prædictum est. Hiis testibus Willielmo Archiepiscopo Cantuariensi totius Angliæ Primate, Thoma Archiepiscopo Eboracensi Angliæ Primate, Roberto Londinensi, Willielmo Wintoniensi, Cancellario nostro, Johanne Menevensi, Thesaurario nostro, Episcopis, Edmundo Eborum, Thoma Gloucestriæ, Ducibus, avunculis nostris carissimis, Ricardo Arundelliæ, Willielmo Sarum, Henrico Northumbriæ, Comitibus, Ricardo Lescrop, Johanne Devereux, Senescallo hospitii nostri, et aliis. Data per manum nostram apud Westmonasterium, sextodecimo die Februarii, anno regni nostri tertiodecimo. RICARDUS Dei gratia Rex Angliæ et Franciæ et Do-

Digitized by Google

in eyre to hold pleas of the forest, and other justices to hold all manner of other pleas touching the assize of the forest within the said county of Lancaster for ever. Saving always, nevertheless, all manner of other pleas and plaints arising in the said exchequer, or before the aforesaid justices, where we or our heirs shall be, or shall happen to be made, parties; and saving always the tenths, fifteenths, and other contributions and subsidies granted and hereafter to be granted to us and our heirs by the commonalty of our realm, and the tenths and other contributions granted or hereafter to be granted by the clergy of the same realm, or imposed and to be imposed upon the same clergy by the apostolic see; and the pardon of life and limbs in case that any person of the same county, or other person in the same county, ought for any delict to lose his life or limb; and also the superiority and power of correcting those things which shall have been erroneously done there in the court of our same uncle or his said heirs; or if our same uncle, or his said heirs or their ministers, shall fail in doing justice in their court. And that our same uncle and his said heirs, at the mandates of us and our heirs, shall be held to send to the parliaments and councils of us and our heirs two knights for the commonalty of the shire aforesaid, and two burgesses from every borough of the same shire, to treat with the others of our said realm coming to the parliaments and councils concerning the affairs of the said realm in the same parliaments and councils to be declared: and that our same uncle and his heirs shall assign certain trusty and sufficient men for the like tenths and fifteenths, subsidies, and other contributions, so often as they shall happen to be granted to us or our heirs in parliament or council; so that we and our heirs may by the same men be answered in respect of such grants. Wherefore we will

except where the Crown is party.

Saving of parliamentary aids and taxes,

pardon of life,

and correction of erroneous judgments,

or in failure of justice.

The Duke and his said heirs to send members to parliament for the shire and boroughs,

and to assign collectors of subsidies and taxes granted by parliament.

Digitized by Google

minus Hiberniæ, archiepiscopis, episcopis, abbatibus, prioribus, ducibus, comitibus, baronibus, justitiariis, vicecomitibus, præpositis, ministris, et omnibus ballivis et fidelibus suis, salutem. Inspeximus cartam Domini Edwardi nuper Regis Angliæ, avi nostri, factam in hæc verba: *EDWARDUS* Dei gratia Rex Angliæ Dominus Hiberniæ et Aquitaniæ, archiepiscopis, episcopis, abbatibus, prioribus, comitibus, baronibus, justitiariis, vicecomitibus, præpositis, ministris, et omnibus ballivis et fidelibus suis salutem. Sciatis quod cum nuper considerantes qualiter comitatus Lancastriæ, et plura castra, villæ, maneria, terræ, et tenementa, cum pertinentiis, tam in comitatibus Lincolniæ et Derbiæ quam in diversis aliis comitatibus regni nostri, quæ fuerunt Henrici nuper Ducis Lancastriæ et Comitis Lincolniæ et Derbiæ post mortem ipsius Ducis, (quædam, videlicet, ad Johannem Comitem Richemondiæ filium nostrum carissimum et Blanchiam uxorem ejus unam filiarum et hæredum prædicti Ducis, juxta partitionem inter ipsos et Matildem tunc alteram filiarum et hæredum ipsius Ducis factam per descensum hæreditarium fuerunt devoluta, et quædam eisdem Comiti et Blanchiæ, juxta ordinationem et concessionem prædicti Ducis dum vixit, sub certa forma sunt remansura,) ac volentes proinde eidem filio nostro, ut se juxta status sui nobilitatem decentius manutenere valeat, gratiam facere specialem, concesserimus pro nobis et hæredibus nostris præfato Johanni nunc Comiti Lancastriæ et Richemondiæ, quod ipse et hæredes sui de corpore suo et corpore prædictæ Blanchiæ legitime procreati imperpetuum haberent retorna omnium brevium nostrorum et hæredum nostrorum, et omnia placita de vetito namio in terris et feodis de hæreditate prædicti Ducis, quæ tunc in manibus ipsorum Comitis et Blanchiæ extiterunt, et quæ imposterum eis

Digitized by Google

and strictly command that our same uncle and his heirs aforesaid shall have and hold all and every the abovesaid liberties, franchises, privileges, exchequer, *jura regalia*, and other things, together with the said name and honor of Duke of Lancaster, except as before excepted, in the same manner and as freely and entirely as our same uncle at present has and holds them, for ever, as is aforesaid. These being witnesses, William Archbishop of Canterbury, Primate of all England; Thomas Archbishop of York, Primate of England; Robert Bishop of London; William Bishop of Winchester, our Chancellor; John Bishop of Saint David's, our Treasurer; our most dear uncles, Edmund Duke of York, and Thomas Duke of Gloucester; Richard Earl of Arundel; William Earl of Salisbury; Henry Earl of Northumberland; Richard Lescrope; John Devereux, Steward of our household, and others. Given under our hand at Westminster, on the sixteenth day of February, in the thirteenth year of our reign.

Title of Duke of Lancaster.

RICHARD, by the grace of God, King of England and France, and Lord of Ireland, to his archbishops, bishops, abbots, priors, dukes, earls, barons, justices, sheriffs, reeves, ministers, and all his bailiffs and faithful people, greeting. We have inspected the charter of the Lord Edward, late King of England, our grandfather, made in these words: *EDWARD*, by the grace of God, King of England, Lord of Ireland and Aquitaine, to his archbishops, bishops, abbots, priors, earls, barons, justices, sheriffs, reeves, ministers, and all his bailiffs and faithful people, greeting. Know ye, that whereas we, lately considering how that the county of Lancaster, and many castles, towns, manors, lands, and tenements, with their appurtenances, as well in the counties of Lincoln and Derby, as in divers other counties of our realm, which were of Henry late Duke of Lancaster

29th June, 20 Ric. 2. A.D. 1396.

12th May, 36 Edw. 3. A.D. 1362.

Recital of Charter dated 13th Nov. 35 Edw. 3.

Digitized by Google

juxta ordinationem et concessionem prædictas sunt remansura cum ad manus suas devenerint; et etiam omnes fines et amerciamenta omnium hominum et tenentium suorum, ubicumque ipsos homines et tenentes in curiis nostris et hæredum nostrorum amerciari vel fines facere contingeret, necnon omnia catalla omnium hominum et tenentium suorum felonum et fugitivorum et dampnatorum, prout in carta nostra inde confecta plenius continetur. Ac jam omnia terræ et tenementa cum pertinentiis quæ prædicta Matildis tenuit in propartem suam prædictam, de omnibus terris et tenementis prædictis quæ fuerunt prædicti Ducis, necnon quædam alia terræ et tenementa cum pertinentiis in comitatibus Norfolciæ et Suffolciæ quæ eadem Matildis tenuit de hæreditate ipsius Ducis ex dono et feoffamento Johannis Episcopi Lincolniensis, Ricardi Comitis Arundelliæ, Roberti de la Mare, Johannis de Buklond, Johannis Charnels, Walteri Power, Simonis Symeon et Johannis Neumarche, per mortem ejusdem Matildis præfatis Comiti et Blanchiæ, ut sorori et hæredi prædictæ Matildis jure hæreditario descenderint. Nos volentes prædictos Comitem et Blanchiam favore prosequi gratioso, concessimus et hac carta nostra confirmavimus præfato Comiti quod ipse et hæredes sui de corpore suo et corpore prædictæ Blanchiæ legitime procreati imperpetuum habeant retorna omnium brevium nostrorum et hæredum nostrorum, et omnia placita de vetito namio, tam in terris et feodis quæ iidem Comes et Blanchia de proparte ipsius Blanchiæ prædicta, quam in terris et feodis quæ fuerunt prædictæ Matildis et quæ ipsi Comes et Blanchia ut soror et hæres ejusdem Matildis jam tenent de hæreditate prædicta, et etiam in terris et feodis, quæ eisdem Comiti et Blanchiæ sunt de eadem hæreditate imposterum remansura vel reversura, cum ad manus suas devenerint, et etiam omnes fines

Digitized by Google

and Earl of Lincoln and Derby, lately after the death of the same Duke had devolved, to wit, some by hereditary descent, upon John Earl of Richmond, our most dear son, and Blanche his wife, one of the daughters and co-heirs of the aforesaid Duke, according to the partition made between them and Matilda, the then other daughter and co-heir of the same Duke, and some were to remain, under a certain form, to the same Earl and Blanche, according to an ordinance and grant of the aforesaid Duke whilst he lived, and being willing, therefore, to shew especial favor to the same our son, in order that he might the more decently maintain himself according to the nobility of his station, did grant for us and our heirs to the aforesaid John now Earl of Lancaster and Richmond, that he and his heirs of his body and the body of the aforesaid Blanche, lawfully begotten, for ever should have the return of all writs of us and our heirs, and all pleas of withernam in the lands and fees of the heritage of the aforesaid Duke, which then were in the hands of the same Earl and Blanche, and which thereafter were to remain to them according to the ordinance and grant aforesaid, when they should come into their hands; and also all fines and amercements of all their men and tenants wheresoever it should happen that such men and tenants should make fine or be amerced in the courts of us and our heirs; and also all the chattels of all their men and tenants, being felons and fugitives and persons condemned, as in our charter thereof made more fully is contained. And now all the lands and tenements, with their appurtenances, which the aforesaid Matilda held as her purparty aforesaid of all the lands and tenements aforesaid which were of the aforesaid Duke, and also certain other lands and tenements, with appurtenances, in the counties of Norfolk and Suffolk, which the same Matilda

and descent of Matilda's portion on Blanche, the surviving co-heir.

Digitized by Google

et amerciamenta omnium hominum et tenentium suorum ubicumque ipsos homines et tenentes in curiis nostris et hæredum nostrorum amerciari vel fines facere contigerit; necnon omnia catalla omnium hominum et tenentium suorum, felonum et fugitivorum et dampnatorum. Quare volumus et firmiter præcipimus pro nobis et hæredibus nostris quod prædictus Comes et hæredes sui prædicti imperpetuum habeant retorna omnium brevium nostrorum et hæredum nostrorum, et omnia placita de vetito namio in terris et feodis suis prædictis; ac omnes fines et amerciamenta omnium hominum et tenentium suorum prædictorum, ubicumque ipsos homines et tenentes in curiis nostris et hæredum nostrorum amerciari vel fines facere contigerit; ac etiam omnia catalla omnium hominum et tenentium suorum, felonum, fugitivorum, et dampnatorum, sicut prædictum est, et eodem modo quo Henricus nuper Comes Lancastriæ pater prædicti Ducis, vel idem Dux, quibus consimiles libertates in terris et feodis suis habendas successive per cartas nostras concessimus, easdem libertates habuit et eis rationabiliter uti consuevit. Hiis testibus S. Archiepiscopo Cantuariensi totius Angliæ Primate, W. Wintoniensi Episcopo Cancellario nostro, S. Eliensi Episcopo Thesaurario nostro, Edwardo Principe Walliæ primogenito nostro carissimo, Ricardo Arundelliæ, Thoma Warwici, et Willielmo Sarum, Comitibus, et aliis. Data per manum nostram apud Westmonasterium duodecimo die Maii, anno regni nostri tricesimo sexto. INSPEXIMUS etiam quandam cartam nostram factam in hæc verba: *RICARDUS* Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ, omnibus ad quos præsentes literæ pervenerint, salutem. Inspeximus quandam cartam carissimi Domini et avi nostri Domini Edwardi nuper Regis Angliæ defuncti, nuper factam [carissimo avunculo nostro]

Digitized by Google

held of the inheritance of the same Duke by the gift and feoffment of John Bishop of Lincoln, Richard Earl of Arundel, Robert de la Mare, John de Buklond, John Charnels, Walter Power, Simon Symeon, and John Neumarche, have by the death of the same Matilda descended by hereditary right to the aforesaid Earl and Blanche, as sister and heir of the aforesaid Matilda:—We, willing to pursue with our gracious favor the aforesaid Earl and Blanche, have granted and by this our charter have confirmed to the aforesaid Earl, that he and his heirs of his body and the body of the aforesaid Blanche, lawfully begotten, for ever may have the return of all writs of us and our heirs, and all pleas of withernam, as well in the lands and fees which the same Earl and Blanche now hold of the aforesaid purparty of the same Blanche, as in the lands and fees which were of the aforesaid Matilda, and which the same Earl, and Blanche as sister and heir of the same Matilda, now hold of the inheritance aforesaid, and also in the lands and fees of the same inheritance which are hereafter to remain or revert to the same Earl and Blanche, when they shall come into their hands; and also all fines and amercements of all their men and tenants wheresoever the same men and tenants shall happen to make fine or be amerced in the courts of us and our heirs; and also all the chattels of all their men and tenants, being felons and fugitives and persons condemned. Wherefore we will and strictly command for us and our heirs, that the aforesaid Earl and his heirs aforesaid for ever shall have the return of all writs of us and our heirs, and all pleas of withernam in their lands and fees aforesaid; and all fines and amercements of all their men and tenants aforesaid, wheresoever the same men and tenants shall happen to make fine or be amerced in the courts of us and our heirs; and also all the chattels of their

Return of writs.

Pleas of withernam.

Fines and amercements.

Chattels of felons.

Digitized by Google

Johanni Regi Castellæ et Legionis Duci Lancastriæ, filio ipsius avi nostri, per nomen Johannis Ducis Lancastriæ, et Blanchiæ nuper uxori ejus in hæc verba: *Edwardus* Dei gratia Rex Angliæ, Dominus Hiberniæ et Aquitaniæ, archiepiscopis, episcopis, ducibus, abbatibus, prioribus, comitibus, baronibus, justitiariis, vicecomitibus, præpositis, ministris, et omnibus ballivis et fidelibus suis, salutem. Sciatis quod cum nos nuper septimo die Maii anno regni nostri sexto decimo per cartam nostram concesserimus pro nobis et hæredibus nostris Henrico tunc Comiti Lancastriæ quod ipse et hæredes sui de corpore suo procreati et omnes homines sui imperpetuum essent quieti de pavagio passagio paagio lastagio stallagio tallagio cariagio pesagio piccagio et terragio per totum regnum et potestatem nostram; et quod idem Comes et hæredes sui prædicti imperpetuum haberent retorna omnium brevium nostrorum et hæredum nostrorum ac summonitionum de scaccario nostro et hæredum nostrorum, et attachiamenta tam de placitis coronæ quam de aliis quibuscunque in omnibus terris et feodis suis; ita quod nullus vicecomes vel alius ballivus seu minister noster vel hæredum nostrorum terras seu feoda illa ingrederetur ad executiones eorundem brevium et summonitionum, seu ad attachiamenta de placitis coronæ vel aliis prædictis aut aliquod aliud officium ibidem faciendum, nisi in defectum ipsius Comitis et hæredum suorum prædictorum ac ballivorum et ministrorum suorum in terris et feodis suis prædictis. Et quod haberent catalla hominum et tenentium suorum felonum et fugitivorum; ita quod si quis hominum vel tenentium suorum pro delicto suo vitam vel membrum deberet amittere vel fugeret et judicio stare nollet vel aliud quodcumque delictum faceret pro quo catalla sua deberet perdere, ubicunque justitia de eo fieret, sive in curia nostra vel hære-

Digitized by Google

men and tenants, being felons and fugitives and persons condemned, as is aforesaid, and in the same manner in which Henry late Earl of Lancaster, father of the aforesaid Duke, or the same Duke, to whom we granted by our charters successively to have the like liberties in their lands and fees, had the same liberties and was accustomed reasonably to use them. These being witnesses, Simon Archbishop of Canterbury, Primate of all England; William Bishop of Winchester, our Chancellor; Simon Bishop of Ely, our Treasurer; Edward Prince of Wales, our most dear eldest son; Richard Earl of Arundel; Thomas Earl of Warwick; and William Earl of Salisbury, and others. Given under our hand at Westminster on the twelfth day of May, in the thirty-sixth year of our reign. WE have inspected also a certain charter of ours made in these words: *RICHARD*, by the grace of God, King of England and France, and Lord of Ireland, to all to whom the present letters shall come, greeting. We have inspected a certain charter of our most dear Lord and grandfather Lord Edward, late King of England, deceased, lately made to [our dearest uncle] John King of Castille and Leon, Duke of Lancaster, son of our same grandfather, by name of John Duke of Lancaster, and to Blanche, late his wife, in these words: *EDWARD*, by the grace of God, King of England, Lord of Ireland and Aquitaine, to his archbishops, bishops, dukes, abbots, priors, earls, barons, justices, sheriffs, reeves, ministers, and all his bailiffs and faithful people, greeting. Know ye, that whereas we did lately, on the seventh day of May, in the sixteenth year of our reign, grant by our charter, for us and our heirs, to Henry then Earl of Lancaster, that he and his heirs of his body begotten, and all his men for ever, should be quit of paviage, passage, payage, lastage, stallage, tallage, carriage, pesage, picage,

15th Sept. 1 Ric. 2. A.D. 1377.

14th July, 38 Edw. 3. A.D. 1364.

Recital of Charter of 7th May, 16 Edw. 3. to Henry Earl of Lancaster.

Digitized by Google

dum nostrorum sive in alia curia, ipsa catalla essent ipsius Comitis et hæredum suorum prædictorum, et quod liceret eis vel ministris suis sine impedimento nostri vel hæredum nostrorum vicecomitum aut [aliorum] ballivorum seu ministrorum nostrorum quorumcunque ponere se in seisinam de catallis prædictis et ea ad usum ipsius Comitis et hæredum suorum prædictorum retinere. Et etiam quod haberent imperpetuum omnes fines pro transgressionibus et aliis delictis quibuscunque et fines pro licentia concordandi, et omnia amerciamenta redemptiones et exitus forisfactos; ac forisfacturas, annum diem vastum et streppum, et omnia quæ ad nos et hæredes nostros pertinere possent de hujusmodi anno die vasto et murdris de omnibus hominibus et tenentibus de terris et feodis suis quibuscunque in quibuscunque curiis nostris et hæredum nostrorum homines et tenentes illos, tam coram nobis et hæredibus nostris, et in cancellaria nostra et hæredum nostrorum, et coram thesaurario et baronibus nostris et hæredum nostrorum de scaccario, et coram justitiariis nostris et hæredum nostrorum de banco, et coram senescallo et marescallis seu clerico mercati hospitii nostri et hæredum nostrorum, ac aliis curiis nostris et hæredum nostrorum, quam coram justitiariis itinerantibus ad communia placita et ad placita forestæ et quibuscunque aliis justitiariis et ministris nostris et hæredum nostrorum, tam in præsentia nostra et hæredum nostrorum quam in absentia nostra et hæredum nostrorum, fines facere vel amerciari, exitus forisfacere, annum diem et vastum seu forisfacturas et murdra adjudicari contingeret; quæ fines, amerciamenta, redemptiones, exitus, annus dies vastum sive streppum, forisfacturæ et murdra, ad nos vel hæredes nostros pertinere possent, si præfato Comiti et hæredibus suis prædictis concessa non fuissent. Ita quod

Digitized by Google

and groundage throughout all our realm and dominions; and that the same Earl and his heirs aforesaid for ever should have the return of all writs of us and our heirs, and summons of the exchequer of us and our heirs, and the attachment as well of pleas of the crown as of other pleas whatsoever in all their lands and fees; so that no sheriff or other bailiff or minister of us or our heirs should enter those lands or fees to execute the same writs and summons, or to make attachment of the pleas of the crown or other pleas aforesaid, or to do any other office there, unless in default of the same Earl and his heirs aforesaid, and their bailiffs and ministers in their lands and fees aforesaid. And that they should have the chattels of their men and tenants being felons and fugitives; so that if any one of their men or tenants ought to lose life or limb for his offence, or should flee and be unwilling to stand his trial, or commit any other offence for the which he ought to lose his chattels, wheresoever justice should be had of him, whether in the court of us or our heirs, or in any other court, such chattels should belong to the same Earl and his heirs aforesaid, and that it should be lawful for them or their ministers, without hinderance of us or our heirs, or of our sheriffs or [other] bailiffs or ministers whomsoever, to put themselves in seizin of the chattels aforesaid, and to retain them to the use of the same Earl and his heirs aforesaid. And also that they should have for ever all fines for trespasses and other offences whatsoever, and fines for licence to agree, and all amercements, ransoms, and forfeited issues and forfeitures, year, day, waste, and estrepement, and all things which could pertain to us and our heirs of the like year, day, and waste, and murders, in respect of all the men and tenants of their lands and fees whatsoever, in any soever

Digitized by Google

idem Comes et hæredes sui prædicti, per se vel per ballivos et ministros suos, fines, amerciamenta, redemptiones, exitus, et forisfacturas hujusmodi hominum et tenentium suorum prædictorum, et omnia quæ ad nos et hæredes nostros pertinere possent de anno die et vasto sive streppo et murdro prædictis, levare percipere et habere possent,—sine occasione vel impedimento nostri aut hæredum nostrorum, justitiariorum, escaetorum, vicecomitum, coronatorum, aut aliorum ballivorum seu ministrorum nostrorum quorumcunque. Quam quidem cartam post mortem ipsius Comitis Henricus filius et hæres ejusdem Comitis, cui omnia terræ et tenementa quæ fuerunt ipsius Comitis jure [hæreditario] descendebant, nobis ex certis causis reddidit cancellandam, et ea de causa carta illa cancellatur sicut per inspectionem rotulorum cancellariæ nostræ nobis constat. Nos advertentes ea quæ sic in feodo talliato præfato Comiti et hæredibus de corpore suo procreatis per nos concessa fuerunt, et de quibus prædictus Comes virtute concessionis nostræ prædictæ fuit seisitus in dominico suo ut de feodo die quo obiit, per redditionem cartæ prædictæ nobis per prædictum Henricum filium Henrici sic factam, aut per quodcunque aliud factum ejusdem Henrici filii, in præjudicium et exhæredationem hæredum suorum de corpore suo exeuntium, secundum legem et consuetudinem regni nostri adnullari non posse, sed in suo robore permanere debere, ac volentes ea consideratione carissimo filio nostro Johanni nunc Duci Lancastriæ qui Blanchiam, filiam et hæredem prædicti Henrici filii Henrici postmodum Ducis Lancastriæ, duxit in uxorem, et eidem Blanchiæ, qui quidem Johannes et Blanchia omnia terras et tenementa, quæ fuerunt tam prædicti Henrici patris quam præfati Henrici filii jure hæreditario, ut in jure prædictæ Blanchiæ de corpore prædicti Henrici filii Henrici pro-

Digitized by Google

of the courts of us and our heirs, where such men and tenants should happen to make fine, or be amerced or forfeit issues, or such year, day, and waste, or forfeitures and murders happen to be adjudged, as well before us and our heirs, and in the chancery of us and our heirs, and before the treasurer and barons of the exchequer of us and our heirs, and before the justices of the bench of us and our heirs, and before the steward and marshals or the clerk of the market of the household of us and our heirs, and in other the courts of us and our heirs, as before the justices in eyre, to hold common pleas and pleas of the forest, and before all other justices and ministers of us and our heirs whomsoever, as well in presence of us and our heirs as in absence of us and our heirs; which fines, amercements, ransoms, issues, year, day, waste, or estrepement, forfeitures, and murders, would have pertained to us or our heirs, if they had not been granted to the aforesaid Earl and his heirs aforesaid. So that the same Earl and his heirs aforesaid, by themselves or by their bailiffs and ministers, might levy, perceive, and have the fines, amercements, ransoms, issues, and forfeitures of such their men and tenants aforesaid, and all things which could pertain to us and our heirs of the year, day, and waste or estrepement, and murders aforesaid,—without let or hinderance of us or our heirs, or of our justices, escheators, sheriffs, coroners, or other our bailiffs or ministers whomsoever. Which said charter, after the death of the aforesaid Earl, Henry, son and heir of the same Earl (to whom all the lands and tenements which were of the same Earl did by [hereditary] right descend), for certain causes surrendered unto us to be cancelled, and therefore the charter is cancelled, as to us appears by inspection of the rolls of our chancery.

Surrender thereof by the son and heir of the grantee.

Digitized by Google

creatæ, jam tenent, gratiam facere specialem, dictam concessionem nostram præfato Henrico Comiti, ut præmittitur, factam, præfatis Johanni nunc Duci Lancastriæ et Blanchiæ uxori ejus duximus innovandam, et concessimus et hac carta nostra confirmavimus, pro nobis et hæredibus nostris, eisdem Johanni Duci et Blanchiæ quod ipsi et hæredes sui de corporibus ipsorum Johannis et Blanchiæ procreati et omnes homines sui de terris et feodis quæ fuerunt prædicti Henrici patris dicto septimo die Maii imperpetuum sint quieti de pavagio, passagio, paagio, lastagio, stallagio, tallagio, cariagio, pesagio, piccagio, et terragio per totum regnum et potestatem nostram; et etiam quod iidem Dux et Blanchia et hæredes sui prædicti imperpetuum habeant retorna omnium brevium nostrorum et hæredum nostrorum, ac summonitionum de scaccario nostro et hæredum nostrorum, et attachiamenta tam de placitis coronæ quam de aliis quibuscunque in omnibus terris et feodis prædictis; ita quod nullus vicecomes vel alius ballivus seu minister noster vel hæredum nostrorum terras seu feoda illa ingrediatur ad executiones eorundem brevium et summonitionum, seu ad attachiamenta de placitis coronæ vel aliis prædictis aut aliquod aliud officium ibidem faciendum, nisi in defectum ipsorum Ducis et Blanchiæ et hæredum suorum prædictorum ac ballivorum et ministrorum suorum in terris et feodis suis prædictis. Et etiam quod habeant catalla hominum et tenentium suorum felonum et fugitivorum; ita quod si quis hominum vel tenentium suorum pro delicto suo vitam vel membrum debeat amittere vel fugerit et judicio stare noluerit vel aliud quodcunque delictum fecerit pro quo catalla sua debeat perdere, ubicunque justitia de eo fieri debeat sive in curia nostra vel hæredum nostrorum sive in alia curia, ipsa catalla sint ipsorum Ducis et Blanchiæ et hæredum

Digitized by Google

We, taking into consideration that those things which had been so granted by us in fee-tail to the aforesaid Earl and the heirs of his body begotten, and whereof the aforesaid Earl by virtue of our grant aforesaid was seised in his demesne as of fee on the day of his death, could not by any surrender of the charter aforesaid to us so made by the aforesaid Henry the son of Henry, nor by any other act of the same Henry the son, in prejudice and disherison of his heirs of his body issuing, be annulled according to the law and custom of our realm, but ought to remain in their full force, and being willing, with that consideration, to shew especial favor to our most dear son John now Duke of Lancaster (who took to wife Blanche, daughter and heir of the aforesaid Henry son of Henry, afterwards Duke of Lancaster), and to the same Blanche, which same John and Blanche now hold by hereditary right, as in right of the aforesaid Blanche, begotten of the body of the aforesaid Henry son of Henry, all the lands and tenements which were as well of the aforesaid Henry the father, as of the aforesaid Henry the son, have thought fit to renew our said grant, made as is premised to the aforesaid Earl Henry, unto the aforesaid John now Duke of Lancaster and Blanche his wife; and we have granted, and by this our charter have confirmed, for us and our heirs, to the same Duke John and Blanche, that they and their heirs of the bodies of the same John and Blanche begotten, and all their men of the lands and fees which were of the aforesaid Henry the father on the said seventh day of May, may be for ever quit of paviage, passage, payage, lastage, stallage, tallage, carriage, pesage, picage, and groundage throughout all our realm and dominion; and also that the same Duke and Blanche, and their heirs aforesaid for ever, may have the return of all writs of

The grant in fee-tail could not legally be annulled.

Renewed in favor of John Duke of Lancaster, and Blanche his wife, daughter and heir of Henry the late Duke.

Acquittance of tolls, &c.

Digitized by Google

suorum prædictorum, et quod liceat eis seu ministris suis sine impedimento nostri vel hæredum nostrorum vicecomitum aut aliorum ballivorum seu ministrorum nostrorum quorumcunque ponere se in seisinam de catallis prædictis et ea ad usum ipsorum Ducis et Blanchiæ et hæredum suorum prædictorum retinere. Et etiam quod habeant imperpetuum omnes fines pro transgressionibus et aliis delictis quibuscunque et etiam fines pro licentia concordandi, ac omnia amerciamenta redemptiones et exitus forisfactos, ac forisfacturas, annum diem et vastum et streppum, et omnia quæ ad nos et hæredes nostros pertinere poterunt de hujusmodi anno die et vasto et murdris de omnibus hominibus et tenentibus de dictis terris et feodis quæ fuerunt dicti Henrici patris dicto septimo die Maii, in quibuscunque curiis nostris et hæredum nostrorum homines et tenentes illos, tam coram nobis et hæredibus nostris, et in cancellaria nostra et hæredum nostrorum, ac coram thesaurario et baronibus nostris et hæredum nostrorum de scaccario, et coram justitiariis nostris et hæredum nostrorum de banco, ac coram senescallo et marescallis seu clerico mercati hospitii nostri et hæredum nostrorum, qui pro tempore fuerint, et aliis curiis nostris et hæredum nostrorum, quam coram justitiariis itinerantibus ad communia placita et ad placita forestæ et quibuscunque aliis justitiariis et ministris nostris et hæredum nostrorum, tam in præsentia nostra et hæredum nostrorum quam in absentia nostra et hæredum nostrorum, fines facere vel amerciari, exitus forisfacere, annum diem et vastum seu forisfacturas et murdra adjudicari contigerit; quæ fines, amerciamenta, redemptiones, exitus, annus dies vastum sive streppum, forisfacturæ et murdra, ad nos vel hæredes nostros possent pertinere, si præfatis Duci et Blanchiæ et hæredibus suis prædictis concessa non fuissent. Ita quod

Digitized by Google

us and our heirs, and summons of the exchequer of us and our heirs, and the attachment as well of pleas of the crown as of other pleas whatsoever in all the lands and fees aforesaid; so that no sheriff, or other bailiff or minister of us or our heirs, may enter those lands or fees, to execute the same writs and summons, or to make attachment of the pleas of the crown or other pleas aforesaid, or to do any other office there, unless in default of the same Duke and Blanche, and their heirs aforesaid, and their bailiffs and ministers in their lands and fees aforesaid. And also that they may have the chattels of their men and tenants being felons and fugitives; so that if any one of their men or tenants ought to lose life or limb for his offence, or should flee and be unwilling to stand his trial, or commit any other offence for the which he ought to lose his chattels, wheresoever justice should be had of him, whether in the court of us or our heirs, or in any other court, such chattels shall belong to the same Duke and Blanche, and their heirs aforesaid. And that it shall be lawful for them or their ministers, without hinderance of us or our heirs, or of our sheriffs, or other bailiffs or ministers whomsoever, to put themselves in seizin of the chattels aforesaid, and retain them to the use of the same Duke and Blanche, and their heirs aforesaid. And also that they may have for ever all fines for trespasses and other offences whatsoever, and also the fines for licence to agree, and all amercements, ransoms, and forfeited issues and forfeitures, year, day, and waste, and estrepement, and all things which can pertain to us and our heirs, of the like year, day, and waste, and murders, in respect of all the men and tenants of the said lands and fees, which were of the said Henry the father on the said seventh day of May, in any soever of the courts of

Return of writs and summons of the exchequer.

Attachment of pleas of the crown.

Chattels of felons.

Fines and amercements, forfeited issues, forfeitures, &c.

Digitized by Google

iidem Dux et Blanchia et hæredes sui prædicti, per se vel per ballivos et ministros suos, fines, amerciamenta, redemptiones, exitus, et forisfacturas hujusmodi hominum et tenentium suorum prædictorum, et omnia quæ ad nos et hæredes nostros pertinere poterunt de anno die et vasto sive streppo et murdris prædictis, levare percipere et habere possint,—sine occasione vel impedimento nostri vel hæredum nostrorum, justitiariorum, escaetorum, vicecomitum, coronatorum, aut aliorum ballivorum seu ministrorum nostrorum quorumcunque. Quare volumus et firmiter præcipimus pro nobis et hæredibus nostris quod præfati Dux et Blanchia et hæredes sui prædicti imperpetuum habeant omnes libertates prædictas sicut prædictum est, et eis et earum qualibet decætero plene gaudeant et utantur, redditione seu cancellatione cartæ prædictæ non obstante. Ita quod si prædicti Dux et Blanchia sine hærede de corporibus suis exeunte obierint, tunc omnes et singulæ libertates prædictæ, post mortem ipsorum Ducis et Blanchiæ ad nos et hæredes nostros integre revertantur. Hiis testibus, venerabilibus patribus, Simone Eliensi Cancellario, Johanne Bathoniensi et Wellensi Thesaurario, nostris, Episcopis, Leonello Duce Clarenciæ filio nostro carissimo, Humfrido de Bohun Herefordiæ, Ricardo Arundelliæ, Comitibus, Edwardo le Despenser Domino de Glamorgan et Morgannowe, Guidone de Bryan, Johanne atte Lee Senescallo hospitii nostri, et aliis. Data per manum nostram apud Westmonasterium quartodecimo die Julii, anno regni nostri tricesimo octavo. *NOS* autem cartam supradictam ac omnes donationes concessiones et omnia alia in eadem contenta pro nobis et hæredibus nostris tenore præsentium ratificamus et confirmamus, juxta tenorem et effectum cartæ supradictæ. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste

Digitized by Google

us and our heirs, where such men and tenants shall happen to make fine, or be amerced, or forfeit issues, or such year, day, and waste, or forfeitures and murders, happen to be adjudged, as well before us and our heirs, and in the chancery of us and our heirs, and before the treasurer and barons of the exchequer of us and our heirs, and before the justices of the bench of us and our heirs, and before the steward and marshals, or the clerk of the market of the household of us and our heirs for the time being, and in other the courts of us and our heirs, as before the justices in eyre, to hold common pleas and pleas of the forest, and before all other justices and ministers of us and our heirs whomsoever, as well in presence of us and our heirs as in absence of us and our heirs; which fines, amercements, ransoms, issues, year, day, waste, or estrepement, forfeitures, and murders, would pertain to us or our heirs, if they had not been granted to the aforesaid Duke and Blanche, and their heirs aforesaid. So that the same Duke and Blanche, and their heirs aforesaid, by themselves or by their bailiffs and ministers, may levy, perceive, and have the fines, amercements, ransoms, issues, and forfeitures of such their men and tenants aforesaid, and all things which can pertain to us and our heirs of the year, day, and waste, or estrepement and murders aforesaid,—without let or hinderance of us or our heirs, or of our justices, escheators, sheriffs, coroners, or other our bailiffs or ministers whomsoever. Wherefore we will and strictly command for us and our heirs, that the aforesaid Duke and Blanche, and their heirs aforesaid, shall have all the liberties aforesaid for ever, as is aforesaid, and shall henceforth fully enjoy and use them and every of them, notwithstanding the surrender or cancelling of the charter aforesaid. So that if the aforesaid Duke and

Digitized by Google

me ipso apud Westmonasterium quartodecimo die Septembris anno regni nostri primo. INSPEXIMUS insuper quandam aliam cartam nostram factam in hæc verba: *RICARDUS* Dei gratia Rex Angliæ et Franciæ et Dominus Hiberniæ omnibus ad quos præsentes literæ pervenerint salutem. Inspeximus quandam cartam indentatam nuper factam inter carissimum dominum et avum nostrum Dominum Edwardum Regem Angliæ defunctum et carissimum filium suum Johannem Regem Castellæ et Legionis Ducem Lancastriæ, avunculum nostrum, et sub magno sigillo prædicti avi nostri sigillatam, in hæc verba: *Hæc* carta indentata facta inter magnificum principem Dominum Edwardum Regem Angliæ et Franciæ et carissimum filium suum Johannem Regem Castellæ et Legionis et Ducem Lancastriæ illustrem testatur quod cum idem Dominus Rex Angliæ præfatum Johannem nunc Regem Castellæ in Comitem Richemondiæ præfecerit, et comitatum Richemondiæ ac honorem castra maneria terras tenementa et omnia alia loca ad dictum comitatum pertinentia quæ Johannes nuper Dux Britanniæ et Comes loci prædicti habuit ibidem, præfato Johanni Regi Castellæ per nomen Comitis Richemondiæ, habenda et tenenda sibi et hæredibus de corpore suo exeuntibus dederit et concesserit per cartam suam, prout in carta prædicta plane liquet: Jamque dictus Johannes Rex Castellæ, cum prælatis proceribus comitibus magnatibus nobilibus et sapientibus de concilio regio existentibus præhabitis super hoc diversis tractatibus, perpendens et advertens quod si comitatus honor castra maneria terræ tenementa et loca prædicta in se et solium regium, a quo prius exiverant, transferentur, in ipsius Regis Angliæ et totius regni Angliæ commodum tenderet, quietem pariter et honorem. Et præterea dictus Johannes Rex Castellæ, sicut gratus

Digitized by Google

Blanche shall die without heir of their bodies issuing, then all and every the liberties aforesaid, after the death of the same Duke and Blanche, shall entirely revert to us and our heirs. These being witnesses, the venerable fathers, Simon Bishop of Ely, our Chancellor; John Bishop of Bath and Wells, our Treasurer; our most dear son Lionel Duke of Clarence; Humphrey de Bohun, Earl of Hereford; Richard Earl of Arundel; Edward le Despenser, Lord of Glamorgan and Morgannowe; Guy de Brian; John atte Lee, Steward of our household, and others. Given under our hand at Westminster, on the fourteenth day of July, in the thirty-eighth year of our reign. *AND* we the charter abovesaid, and all the donations, grants, and all other things therein contained, do for us and our heirs, by the tenor of these presents, ratify and confirm according to the tenor and effect of the charter abovesaid. In witness whereof we have caused these our letters to be made patent. Witness ourself at Westminster, on the 14th [?fifteenth] day of September, in the first year of our reign. WE have inspected, moreover, a certain other charter of ours made in these words: *RICHARD*, by the grace of God, King of England and France, and Lord of Ireland, to all to whom the present letters shall come, greeting. We have inspected a certain Charter indented, lately made between our most dear Lord and grandfather, Lord Edward late King of England, deceased, and his most dear son John King of Castille and Leon, Duke of Lancaster, our uncle, and sealed under the great seal of our aforesaid grandfather, in these words: *THIS* Charter indented, made between the high and mighty prince, Lord Edward King of England and France, and his most dear son John, the illustrious King of Castille and Leon and Duke of Lancaster, witnesseth, that,

15th Sept. 1 Ric. 2. A.D. 1377.

25th June, 46 Edw. 3. A.D. 1372.

Digitized by Google

filius, patris sui beneplacita, honorem et commodum regni Angliæ, suis propriis utilitatibus anteponens, pura et spontanea voluntate sua, causis et occasionibus antedictis, specialiter acquievit et concessit quod comitatus honor castra maneria terræ tenementa et loca prædicta, necnon feoda militum ad eadem comitatum honorem castra maneria terras tenementa et loca prædicta pertinentia, et similiter advocationes eisdem spectantes simul cum membris hamelettis pratis pascuis pasturis piscariis moris mariscis turbariis chaciis parcis boscis warennis hundredis wapentachiis feriis mercatis libertatibus liberis consuetudinibus escaetis et omnibus aliis ad prædicta comitatum honorem castra maneria terras tenementa et loca prædicta qualitercunque et ubicunque spectantibus sive pertinentibus, præfato patri suo traderentur; unde prædictus Dominus Rex Angliæ gratitudinem prædictam multis attollens laudibus, et volens proinde præfato Johanni Regi Castellæ, et in status sui supportationem majorem, retributionem sibi facere competentem, castrum manerium et honorem de Tickhull, castrum et manerium de Alto Pecco, cum feodis militum eisdem castris maneriis et honori pertinentibus sive spectantibus, et omnia feoda quæ dictus Dominus Rex Angliæ habuit ex dono et concessione Roberti de Lisle militis (feodis quæ in manu ipsius Domini Regis Angliæ sunt extincta dumtaxat exceptis) necnon advocationes ecclesiarum de Steyndrop et Braunspath in episcopatu Dunolmensi, et liberarum capellarum de Tickhull et de Alto Pecco, ac ecclesiæ de Marsfeld, liberæ capellæ ibidem, liberæ capellæ infra castrum de Pevenese, prioratus de Wilmingdon, qui est cella abbatiæ Sanctæ Mariæ de Greston in Normannia, et prioratus de Withiham, qui est cella abbatiæ Sancti Martini de Meremest Turon', et domus Sancti Roberti de Knaresburgh; castrum manerium et honorem de Knares-

Digitized by Google

whereas the same Lord the King of England did advance the aforesaid John, now King of Castille, to be Earl of Richmond, and by his charter did give and grant unto the aforesaid John King of Castille, by the name of Earl of Richmond, the earldom of Richmond, and the honor, castles, manors, lands, tenements, and all other places to the said earldom pertaining, which John late Duke of Brittany and Earl of the aforesaid place had there, to have and hold to him and the heirs of his body issuing, as in the charter aforesaid plainly doth appear: And now the said John King of Castille, divers treaties hereupon being had with the prelates, peers, earls, grandees, nobles, and sages of the royal council, well weighing and considering, that, if the earldom, honor, castles, manors, lands, tenements, and places aforesaid were to be transferred to him and the royal throne, whence they had first issued, it would tend not less to the advantage of the said King of England, and the whole realm of England, than to the quiet and honor of the same. And besides the said John King of Castille, like a grateful son, preferring his father's pleasure, and the honor and convenience of the kingdom of England, to his own private advantage, of his own pure will and free accord, for the causes and reasons aforesaid, hath especially acquiesced and granted that the earldom, honor, castles, manors, lands, tenements, and places aforesaid, and also the knights' fees pertaining to the same earldom, honor, castles, manors, lands, tenements, and places aforesaid, and in like manner the advowsons belonging to the same, together with the members, hamlets, meadows, feedings, pastures, fisheries, moors, marshes, turbaries, chases, parks, woods, warrens, hundreds, wapentakes, fairs, markets, liberties, free customs, escheats, and all other things to the

Estates given to the Duke of Lancaster in exchange for the earldom of Richmond.

Digitized by Google

burgh cum pertinentiis, et hundredum sive wapentachium de Staynclif, cum pertinentiis in comitatu Eboraci, maneria de Grynglay et Whetelay, cum pertinentiis in comitatu Notinghamiæ, maneria de Wyghton, Ailesham, Fakenhamdam, et Snetesham; necnon hundreda de Northgrenehowe, Northerpingham, Sutherpingham, et Smethedon, cum pertinentiis in comitatibus Norfolciæ et Suffolciæ, maneria de Glatton et Holm, cum pertinentiis in comitatu Huntingdoniæ, manerium de Saham, cum pertinentiis in comitatu Cantabrigiæ, castrum et leucatam de Pevenese ac maneria de Wilyndon et Marsfeld, necnon ballivam de Endelenewyk, cum pertinentiis in comitatu Sussexiæ, et liberam chaciam de Alto Pecco, quam dictus Dominus Rex Angliæ tenuit in manu sua ut forestam, tenendam ut liberam chaciam, ac liberam chaciam de Asshedon, cum juribus et libertatibus liberis chaciis pertinentibus; et annuam firmam ducentarum marcarum quam abbas et conventus beatæ Mariæ Eborum eidem Domino Regi Angliæ et hæredibus suis pro manerio de Whitegift solvere tenentur, percipiendam per manus dictorum abbatis et conventus et successorum suorum, dedit et concessit pro se et hæredibus suis præfato Johanni Regi Castellæ, habenda sibi et hæredibus de corpore suo exeuntibus una cum membris hamelettis pratis pascuis pasturis piscariis moris mariscis turbariis chaciis parcis boscis warennis hundredis wapentachiis feriis mercatis libertatibus liberis consuetudinibus escaetis et omnibus aliis ad prædicta castra maneria honores hundreda leucatam ballivam et chacias qualitercunque et ubicunque spectantibus sive pertinentibus de præfato Domino Rege Angliæ et hæredibus suis per servitia inde debita et consueta imperpetuum in escambium pro dictis comitatu Richemondiæ et honore castris maneriis terris tenementis locis feodis et ad-

Digitized by Google

aforesaid earldom, honor, castles, manors, lands, tenements, and places aforesaid howsoever and wheresoever belonging or pertaining, shall be given up to his aforesaid father; whereupon the aforesaid Lord the King of England, extolling with many praises the gratitude aforesaid, and being willing therefore to make competent retribution to him the aforesaid John King of Castille, and for the better support of his station, hath given and granted for himself and his heirs unto the aforesaid John King of Castille the castle, manor, and honor of Tickhill, the castle and manor of the High Peak, with the knights' fees to the same castles, manors, and honor pertaining or belonging, and all the fees which the said Lord the King of England had by the gift and grant of Sir Robert de Lisle, knight, (excepting only those fees which are extinct in the hands of the said Lord the King of England,) and also the advowsons of the churches of Staindrop and Brancepeth in the bishopric of Durham, and of the free chapels of Tickhill and High Peak, and of the church of Maresfield and free chapel there, of the free chapel within Pevensey castle, of the priory of Wilmingdon, which is a cell of the abbey of St. Mary de Greston in Normandy, and of the priory of Withiham, which is a cell of the abbey of St. Martin de Meremest in Tourain, and of the house of St. Robert of Knaresboro';—the castle, manor, and honor of Knaresboro', with appurtenances; and the hundred or wapentake of Staincliff, with appurtenances, in the county of York; — the manors of Gringley and Wheatley, with appurtenances, in the county of Nottingham;—the manors of Wighton, Aylsham, Fakenham, and Snettisham, and also the hundreds of North Greenhoe, North Erpingham, South Erpingham, and Smithdon, with appurtenances, in the counties of Norfolk

Digitized by Google

vocationibus prædictis, quæ idem Johannes Rex Castellæ per hanc cartam indentatam dedit concessit et sursum reddidit eidem Domino Regi Angliæ et hæredibus suis imperpetuum in escambium pro castris maneriis honoribus hundredis leucata balliva chaciis firma feodis et advocationibus prædictis, sibi per ipsum Dominum Regem Angliæ, ut prædicitur, datis et concessis, sub ea quæ sequitur conditione, quod si hæredes dicti Johannis Regis Castellæ recuperaverint per judicium inde rite redditum, comitatum Richemondiæ, honorem castra maneria terras tenementa loca feoda et advocationes prædicta aut aliquam parcellam eorundem, virtute doni talliæ supradicti, et possessionem inde habuerint, recuperationem illam affirmando, liceat eidem Domino Regi [Angliæ] et hæredibus suis castra maneria honores hundreda leucatam ballivam chacias firmam feoda et advocationes prædicta, præfato Johanni Regi Castellæ sic in escambium prædictum data et concessa, reintrare et tenere imperpetuum. Et si contingat prædicta castra maneria honores hundreda leucatam ballivam chacias firmam feoda et advocationes aut aliquam parcellam eorumdem præfato Johanni Regi Castellæ in escambium prædictum sic data et concessa ab eodem Johanne Rege [Castellæ] seu hæredibus suis prædictis recuperari, dictus Dominus Rex Angliæ et hæredes sui debitam recompensationem præfato Johanni Regi Castellæ et hæredibus suis prædictis, de valore, sine difficultate qualibet facere teneantur. Dumtamen idem Johannes Rex Castellæ et hæredes sui prædicti a dicto Domino Rege Angliæ aut hæredibus suis auxilium petant, et debitam diligentiam apponant circa salvationem de eo quod versus eos peti contingat. Et etiam si comitatum Richemondiæ honorem castra maneria terras tenementa loca feoda et advocationes prædicta aut aliquam parcellam eorumdem

Digitized by Google

and Suffolk;—the manors of Glatton and Holm, with appurtenances, in the county of Huntingdon;—the manor of Soham, with appurtenances, in the county of Cambridge;—the castle and *leucata* of Pevensey, and the manors of Willingdon and Maresfield, and also the bailiwick of Endelenewick, with appurtenances, in the county of Sussex;—and the free chase of the High Peak, which the said Lord the King of England held in his hands as a forest, to hold as a free chase;—and the free chase of Ashdown, with the rights and liberties to free chases pertaining;—and the yearly farm of 200 marks which the abbot and convent of St. Mary's at York are held to pay to the same Lord the King of England and his heirs for the manor of Whitegift, to be perceived by the hands of the said abbot and convent, and their successors:—To have to him and the heirs of his body issuing, together with the members, hamlets, meadows, feedings, pastures, fisheries, moors, marshes, turbaries, chases, parks, woods, warrens, hundreds, wapentakes, fairs, markets, liberties, free customs, escheats, and all other things to the aforesaid castles, manors, honors, hundreds, *leucata*, bailiwick, and chases howsoever and wheresoever belonging or pertaining, of the aforesaid Lord the King of England and his heirs, by the services therefore due and accustomed for ever, in exchange for the said earldom of Richmond, and the honor, castles, manors, lands, tenements, places, fees and advowsons aforesaid, which the same John King of Castille by this charter indented hath given, granted, and surrendered to the same Lord the King of England and his heirs for ever in exchange for the castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees, and advowsons aforesaid, given and granted to him by the same Lord the King of England as is aforesaid,—under the condition hereafter

Digitized by Google

extra manus dicti Domini Regis Angliæ seu hæredum suorum in feodo simplici aut talliato poni contingat, et imposterum ad manus ejusdem Domini Regis Angliæ vel hæredum suorum, ex justa causa, in feodo devenerint, tam idem Dominus Rex Angliæ et hæredes sui castra maneria honores hundreda leucatam ballivam chacias firmam feoda et advocationes prædicta præfato Johanni Regi Castellæ et hæredibus de corpore suo exeuntibus sic data et concessa, quam præfatus Johannes Rex Castellæ et hæredes sui prædicti dictum comitatum Richemondiæ ac honorem castra maneria terras tenementa loca feoda et advocationes prædicta dicto Domino Regi Angliæ et hæredibus suis in escambium prædictum ut præmittitur data et concessa, pro integro seu pro rata rehabeant hinc et inde, et restitutio exinde fiat, tenenda prout prius. Et idem Dominus Rex Angliæ et hæredes sui castra maneria honores hundreda leucatam ballivam chacias firmam feoda et advocationes prædicta, præfato Johanni Regi Castellæ et hæredibus de corpore suo exeuntibus per ipsum Dominum Regem Angliæ data et concessa, præfato Johanni Regi Castellæ et hæredibus suis prædictis warantizabunt et imperpetuum defendent, juxta vim et effectum escambii et conditionum prædictorum. Et similiter idem Johannes Rex [Castellæ] et hæredes sui prædictum comitatum Richemondiæ, simul cum honore castris maneriis terris tenementis locis feodis et advocationibus prædictis, prædicto Domino Regi Angliæ et hæredibus suis contra omnes gentes warantizabunt et imperpetuum defendent, juxta vim et effectum escambii et conditionum prædictorum. In cujus rei testimonium prædictæ cartæ indentatæ tam sigillum dicti Domini Regis Angliæ quam sigillum dicti Johannis Regis Castellæ alternatim sunt appensa. Hiis testibus, venerabilibus patribus Willielmo Archiepiscopo Cantuariensi totius An-

Digitized by Google

following,—that if the heirs of the said John King of Castille shall recover by judgment thereupon rightfully given the earldom of Richmond, honor, castles, manors, lands, tenements, places, fees, and advowsons aforesaid, or any parcel thereof, by virtue of the aforesaid gift in tail, and thereof have possession, affirming that recovery, it may be lawful for the same Lord the King [of England] and his heirs to re-enter and hold for ever the castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees, and advowsons aforesaid so given and granted to the aforesaid John King of Castille in exchange as aforesaid. And if it happen that the aforesaid castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees and advowsons, or any parcel thereof, so given and granted to the aforesaid John King of Castille in exchange as aforesaid, be recovered from the same John King [of Castille] or his heirs aforesaid, the said Lord the King of England and his heirs shall be held to make due compensation of the value to the aforesaid John King of Castille and his heirs aforesaid without any difficulty. So however, that the same John King of Castille and his heirs aforesaid pray aid of the said Lord the King of England or his heirs, and apply due diligence about the salvation of that which may happen to be sued against them. And also if it happen that the earldom of Richmond, honor, castles, manors, lands, tenements, places, fees, and advowsons aforesaid, or any parcel thereof, be put out of the hands of the said Lord the King of England or his heirs in fee simple or tail, and thereafter shall come by just cause into the hands of the same Lord the King of England or his heirs in fee, as well the same Lord the King of England and his heirs, the castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees, and advowsons

Digitized by Google

gliæ Primate, Simone Londinensi et Willielmo Wintoniensi, Episcopis, Edmundo filio dicti Regis Angliæ carissimo Cantabrigiæ, Ricardo Arundelliæ, Humfrido de Bohun Herefordiæ et Willielmo de Monte Acuto Sarum, Comitibus, Henrico de Percy, Roberto de Thorp Cancellario, Ricardo de Scrop Thesaurario, Willielmo Latymer Camerario, Johanne de Neville Senescallo hospitii prædicti Domini Regis Angliæ, Johanne Knyvet, Willielmo de Fynchedene, Johanne Moubray, Thoma de Ingelby, Willielmo de Wychyngham, Rogero de Meres et Johanne de Cavendissh, ejusdem Domini Regis Angliæ justitiariis, et aliis. Data apud Westmonasterium vicesimo quinto die Junii, anno regni dicti Domini Regis Angliæ, [Angliæ] quadragesimo sexto, regni vero sui Franciæ tricesimo tertio. *INSPEXIMUS* etiam quandam aliam cartam præfati avi nostri nuper factam prædicto avunculo nostro in hæc verba: *Edwardus*, Dei gratia Rex Angliæ et Franciæ, et Dominus Hiberniæ, archiepiscopis, episcopis, abbatibus, prioribus, ducibus, comitibus, baronibus, militibus, justitiariis, vicecomitibus, præpositis, ballivis, ministris, et aliis fidelibus suis, salutem. Sciatis quod cum nuper per cartam nostram indentatam dederimus et concesserimus pro nobis et hæredibus nostris quantum in nobis fuit carissimo filio nostro Johanni Regi Castellæ et Legionis, Duci Lancastriæ, castrum manerium et honorem de Tickhyll, ac alia terras et tenementa in dicta carta nostra specificata cum pertinentiis; habenda sibi et hæredibus de corpore suo exeuntibus in escambium pro comitatu Richemondiæ, ac honore castris maneriis terris tenementis et omnibus aliis locis ad dictum comitatum pertinentibus nobis et hæredibus nostris per præfatum filium nostrum datis concessis et sursum redditis, prout in carta nostra prædicta plenius continetur; ac jam præfatus filius noster nobis supplicaverit ut cum villa de

Digitized by Google

aforesaid so given and granted to the aforesaid John King of Castille and the heirs of his body issuing, as the aforesaid John King of Castille and his heirs aforesaid, the said earldom of Richmond, and the honor, castles, manors, lands, tenements, places, fees, and advowsons aforesaid given and granted to the said Lord the King of England and his heirs in exchange aforesaid, as is premised, may have back on either side entirely or proportionately, and restitution thereupon be made, to hold as before. And the same Lord the King of England and his heirs, the castles, manors, honors, hundreds, *leucata*, bailiwick, chases, farm, fees and advowsons aforesaid given and granted by the same Lord the King of England to the aforesaid John King of Castille and the heirs of his body issuing, will warrant and for ever defend to the aforesaid John King of Castille and his heirs aforesaid, according to the force and effect of the exchange and conditions aforesaid. And in like manner the same John King [of Castille] and his heirs, the aforesaid earldom of Richmond, together with the honor, castles, manors, lands, tenements, places, fees, and advowsons aforesaid, against all men will warrant and for ever defend to the aforesaid Lord the King of England and his heirs, according to the force and effect of the exchange and conditions aforesaid. In witness whereof, as well the seal of the said Lord the King of England, as the seal of the said John King of Castille, alternately are set to the aforesaid charter indented. These being witnesses, the venerable fathers, William Archbishop of Canterbury, Primate of all England; Simon Bishop of London, and William Bishop of Winchester; Edmund Earl of Cambridge, the most dear son of the said King of England; Richard Earl of Arundel; Humphrey de Bohun, Earl of Hereford, and William de

Digitized by Google

Grenstede quæ ut parcella manerii de Marsfeld, villa de Seford quæ ut parcella castri et leucatæ de Pevensey, et villa de Laghton in Morthyng quæ ut parcella castri et honoris de Tickhull, sibi in certum valorem in escambium prædictum (nulla speciali mentione facta de villis illis in dicta carta nostra) liberata fuerunt, tria grossa per se separatim et non pertinentia ad manerium de Marsfeld castrum et leucatam de Pevensey et castrum et honorem de Tickhull prædicta existant, nec aliquo tempore fuerint, sicut jam sibi datur intelligi, velimus ne ipse aut hæredes sui prædicti super occupatione dictarum villarum de Grenstede, Seford, et Laghton, ob defectum specialis nominationis earumdem in concessione nostra prædicta impetantur infuturum, dictas villas de Grenstede, Seford, et Laghton, nominatim sibi concedere, habendas et tenendas una cum dictis castro manerio et honore de Tickhull, ac aliis terris et tenementis sibi in dictum escambium datis, et etiam cum libertatibus quietantiis et immunitatibus quas Philippa nuper Regina Angliæ, tunc consors nostra, quæ dicta castrum manerium et honorem de Tickhull et alia terras et tenementa, eidem filio nostro per nos sic data, tenuit, in vita sua habuit ex concessione nostra in eisdem, in recompensationem libertatum quietantiarum et immunitatum quas idem filius noster in dicto comitatu Richemondiæ et honore castris maneriis terris tenementis et aliis locis ad dictum comitatum pertinentibus habuit, dum ea tenuit, ante escambium supradictum. Nos escambium illud in qualibet parte ejusdem observare, et tam quieti dicti filii nostri et hæredum suorum prædictorum in hac parte prospicere, quam dicta tenementa eidem filio nostro ut præmittitur data et concessa ac dictas villas de Grenstede, Seford, et Laghton, quas virtute dictæ concessionis nostræ sic tenet, libertatibus quietantiis et

Digitized by Google

Montacute, Earl of Salisbury; Henry de Percy; Robert de Thorp, Chancellor; Richard de Scroope, Treasurer; William Latymer, Chamberlain; John de Neville, Steward of the household of the aforesaid Lord the King of England; John Knyvet, William de Fynchedene, John Moubray, Thomas de Ingelby, William de Wychyngham, Roger de Meres, and John de Cavendissh, Justices of the same Lord the King of England, and others. Given at Westminster on the twenty-fifth day of June, in the forty-sixth year of the reign of the said Lord the King of England, and the thirty-third of his reign of France. *WE* have inspected also a certain other Charter of our aforesaid grandfather lately made to our aforesaid uncle, in these words: *EDWARD*, by the grace of God, King of England and France, and Lord of Ireland, to his archbishops, bishops, abbots, priors, dukes, earls, barons, knights, justices, sheriffs, reeves, bailiffs, ministers, and other his faithful people, greeting. Know ye, that whereas we did lately by our charter indented give and grant for us and our heirs, as far as did in us lie, to our most dear son John King of Castille and Leon and Duke of Lancaster the castle manor and honor of Tickhill and other lands and tenements in our said charter specified, with appurtenances, to have to him and the heirs of his body issuing, in exchange for the earldom of Richmond and the honor castles manors lands tenements and all other places to the said earldom pertaining, given granted and surrendered to us and our heirs by our aforesaid son, as in our charter aforesaid more fully is contained; and now our aforesaid son hath besought us, that, whereas the town of Grinstead, which as parcel of the manor of Maresfield, the town of Seaford, which as parcel of the castle and *leucata* of Pevensey, and the town of Laughton-in-le-Morthen, which as parcel of the castle and honor of

4th June, 51 Edw. 3. A.D. 1377.

Recital that certain estates had been given in exchange for the earldom of Richmond,

and the Duke had petitioned that certain towns, which, though not specially mentioned in Charter, were included in valuation,

Digitized by Google

immunitatibus, per præfatam consortem nostram habitis ut præmittitur in eisdem, muniri et exornari, in recompensationem libertatum quietantiarum et immunitatum per prædictum filium nostrum in dicto comitatu Richemondiæ et pertinentiis suis prædictis nuper habitarum, et præcipue ob specialem affectionem quam ad personam ejusdem filii nostri, suis meritis magnificis laudabiliter exigentibus, gerimus et habemus, concessimus eidem filio nostro pro nobis et hæredibus nostris quod ipse dictas villas de Grenstede, Seford, et Laghton cum pertinentiis suis universis, etiam licet grossa sint per se, an ut prædictum est pertinentia ad dictum manerium de Marsfeld, castrum et leucatam de Pevensey et castrum et honorem de Tickhull, habeat et retineat, una cum dictis castro manerio et honore de Tickhull et aliis terris et tenementis prædictis sibi per nos, ut præmittitur, datis, ac libertatibus quietantiis et immunitatibus subscriptis (quas præfatæ Reginæ in dictis terris et tenementis quæ ipsa sic tenuit ad vitam suam, concessimus, habendas, sicut per inspectionem rotulorum cancellariæ nostræ nobis constat), habendis utendis et gaudendis in dictis castro manerio et honore de Tickhull, ac aliis castris maneriis honoribus hundredis, et villis de Grenstede, Seford, et Laghton, ac aliis terris tenementis et locis quibuscumque dicto filio nostro, ut est dictum, per nos datis et in dicta carta nostra plenius specificatis, et qualibet parte eorumdem eidem filio nostro et dictis hæredibus de corpore suo, ut prædictum est, procreatis, in escambium supradictum, sub modo et forma in eadem carta nostra contentis imperpetuum, videlicet, cum feodis militum, advocationibus domorum religiosarum hospitalium ecclesiarum et capellarum, wardis maritagiis et escaetis de omnibus tenentibus de honoribus maneriis terris tenementis et aliis locis prædictis

Digitized by Google

Tickhill, were delivered to him at a certain valuation in the exchange aforesaid, (no special mention being made of those towns in our said charter,) be three towns in gross severally of themselves, and be not nor were at any time pertaining to the aforesaid manor of Maresfield, castle and *leucata* of Pevensey, and castle and honor of Tickhill, as now he is given to understand, lest he or his heirs aforesaid should in future be impeached in the occupation of the said towns of Grinstead, Seaford, and Laughton for the want of special naming of the same in our grant aforesaid, we would be pleased to grant the said towns of Grinstead, Seaford, and Laughton to him by name, to have and to hold together with the said castle manor and honor of Tickhill and the other lands and tenements given to him in the said exchange, and also with the liberties acquittances and immunities which Philippa, late Queen of England, then our consort, (who held the said castle, manor, and honor of Tickhill, and the other lands and tenements so given by us to our same son,) in her lifetime had in the same by our grant, in compensation for the liberties acquittances and immunities which our same son had in the said earldom of Richmond, and in the honor castles manors lands tenements and other places to the said earldom pertaining, whilst he held them before the exchange above said. We, to observe the said exchange in every part thereof, and to look as well to the quiet of our said son and his heirs aforesaid in this behalf, as that the said tenements given and granted to our same son as is premised, and the said towns of Grinstead, Seaford, and Laughton, which by virtue of our said grant he so holds, be adorned and armed with the liberties acquittances and immunities had in the same by our aforesaid consort as is premised, in compensation for the liberties acquittances and immuni-

might by name be granted to him,

together with liberties, &c. enjoyed by Queen Philippa, the former tenant for life of said estates.

Considerations of present grant, to quiet possession, compensate for liberties enjoyed by the Duke in earldom of Richmond,

Digitized by Google

præfato filio nostro per nos sic datis, simul cum chaciis parcis boscis warennis feriis mercatis aquis viis piscariis communis assartis vastis et purpresturis, ac etiam arrentationibus et redditibus quorumcumque assartorum vastorum et purpresturarum tam temporibus progenitorum nostrorum quondam Regum Angliæ quam nostro in chaciis et aliis locis prædictis arrentatorum et exnunc arrentandorum, una cum finibus pro ingressu hujusmodi assartorum vastorum et purpresturarum sic arrentandorum, et cum curiis, visibus franci plegii, hundredis, wapentachiis, wrek, wayf' et stray', libertatibus regalibus, et liberis consuetudinibus, et omnibus aliis ad eadem castra honores maneria hundreda et alia terras tenementa et loca qualitercumque [et] ubicumque spectantibus. Concessimus etiam pro nobis et hæredibus nostris eidem filio nostro quod ipse et *dicti* hæredes sui habeant omnes fines redemptiones et amerciamenta omnium hominum et tenentium suorum de et in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis sibi per nos sic datis, et eorum feodis, ac etiam in omnibus villis hundredis et aliis locis unde annuæ firmæ et redditus sibi inter cætera terras et tenementa prædicta per nos concessi proveniunt; necnon exitus forisfactos, et omnia quæ ad nos et hæredes nostros pertinere poterunt de anno die et vasto, forisfacturis et murdris, in quibuscumque curiis nostris et hæredum nostrorum homines et tenentes illos (tam coram nobis et hæredibus nostris et in cancellaria nostra et hæredum nostrorum, ac coram thesaurario et baronibus nostris et hæredum nostrorum de scaccario, quam coram justitiariis nostris et hæredum nostrorum itinerantibus ad communia placita et ad placita forestæ, ac etiam coram justitiariis nostris et hæredum nostrorum de banco, et coram senescallo et marescallo ac coronatore hospitii

Digitized by Google

ties lately had by our aforesaid son in the said earldom of Richmond and its appurtenances aforesaid, and chiefly on account of the special affection which we have and bear for the person of our same son, his high merits full worthily requiring it, have granted to our same son, for us and our heirs, that he the said towns of Grinstead, Seaford, and Laughton, with all their appurtenances, albeit even they be towns in gross of themselves, or whether as aforesaid they be pertaining to the said manor of Maresfield, castle and *leucata* of Pevensey, and castle and honor of Tickhill, may have and retain together with the said castle manor and honor of Tickhill and the other lands and tenements aforesaid by us given to him as is premised, and with the liberties acquittances and immunities underwritten, (which we granted to the aforesaid Queen to have in the said lands and tenements by her so held for her life, as is evident to us by the inspection of the rolls of our chancery,) to have, use, and enjoy in the said castle manor and honor of Tickhill, and the other castles manors honors hundreds, and the towns of Grinstead, Seaford, and Laughton, and the other lands tenements and places whatsoever, given by us as has been said to our said son, and in our said charter more fully specified, and in every part thereof,—to our same son and the said heirs of his body begotten as is aforesaid, in exchange as abovesaid under the manner and form contained in our same charter for ever, that is to say, with knights' fees, advowsons of religious houses, hospitals, churches and chapels, wardships, marriages, and escheats of all the tenants of the honors, manors, lands, tenements and other places aforesaid by us so given to our aforesaid son, together with chases, parks, woods, warrens, fairs, markets, waters, ways, fisheries, commons, assarts,

and the merits of grantee.

The Duke may retain the towns of Grinstead, Seaford, and Laughton,

with the other estates given to him in exchange,

and enjoy certain liberties, &c. therein.

Knights' fees, advowsons, escheats, &c.

Chases, parks, &c.

Digitized by Google

nostri et hæredum nostrorum et clerico de mercato, ac coram aliis justitiariis et ministris nostris et hæredum nostrorum quibuscumque) fines seu redemptiones facere vel amerciari, aut hujusmodi exitus murdra seu forisfacturas annum diem et vastum adjudicari, contigerit, adeo plene et integre sicut nos ea haberemus si prædicta castra honores maneria hundreda villas terras tenementa et alia loca prædicta, eidem filio nostro sic data, in manu nostra retinuissemus. Ita quod ipse et dicti hæredes sui per manus ballivorum et ministrorum suorum fines redemptiones et amerciamenta hominum et tenentium prædictorum exitus forisfactos, et omnia quæ ad nos et hæredes nostros pertinere poterunt de anno die vasto, forisfacturis et murdris, de et in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis per nos sic datis ac eorum feodis, quæ coram prædictis justitiariis itinerantibus ad communia placita et ad placita forestæ, ac coram dictis senescallo et marescallo coronatore seu clerico fieri et adjudicari contigerit, per extractas eorumdem justitiariorum itinerantium in itineribus suis et senescalli et marescalli et coronatoris ac clerici in sessionibus suis eisdem ballivis et ministris inde liberandas, necnon fines redemptiones et amerciamenta hominum et tenentium prædictorum, ac exitus forisfactos, et omnia quæ ad nos et hæredes nostros pertinere poterunt de anno die et vasto, forisfacturis, et murdris, de et in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis per nos sic datis ac eorum feodis, quæ coram nobis et hæredibus nostris, vel in cancellaria nostra et hæredum nostrorum, seu coram thesaurario et baronibus nostris et hæredum nostrorum de scaccario, seu coram justitiariis nostris et hæredum nostrorum de banco aut justitiariis ad assisas capiendas et ad gaolas deliberandas

Digitized by Google

wastes, and purprestures, and also with the arrentations and rents of all manner of assarts, wastes, and purprestures arrented in the chases and other places aforesaid, as well in our time as in the times of our progenitors formerly Kings of England, and hereafter to be arrented, together with the fines for ingress of the like assarts, wastes, and purprestures so to be arrented, and with courts, views of frankpledge, hundreds, wapentakes, wreck, waif and stray, royal liberties and free customs, and all other things to the same castles, honors, manors, hundreds, and other lands, tenements, and places howsoever and wheresoever belonging. We have also granted for us and our heirs to our same son, that he and his said heirs may have all fines, ransoms, and amercements of all their men and tenants of and in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid so given to him by us, and in their fees, and also in all the towns, hundreds, and other places whence the annual farms and rents by us granted to him among the other lands and tenements aforesaid do proceed; and also forfeited issues, and all things which can pertain to us and our heirs of year, day, and waste, forfeitures and murders, in any soever of the courts of us and our heirs, where such men and tenants shall happen to make fine or ransom or be amerced, or such issues, murders, forfeitures, year, day, and waste happen to be adjudged, as well before us and our heirs, and in the chancery of us and our heirs, and before the treasurer and barons of the exchequer of us and our heirs, as before the justices of us and our heirs in eyre to hold common pleas and pleas of the forest, and also before the justices of the bench of us and our heirs, and before the steward and marshal and coroner of the household of us and our heirs, and the clerk of the market, and

Wreck.

Fines and amercements,

forfeited issues, forfeitures, &c.

in any of the King's courts.

Digitized by Google

seu justitiariis ad felonias et transgressiones audiendas et terminandas assignatis, vel coram aliis justitiariis seu ministris nostris et hæredum nostrorum quibuscumque fieri et adjudicari contigerit, per extractas scaccarii nostri et hæredum nostrorum ballivis et ministris dicti filii nostri et dictorum hæredum suorum per manus vicecomitum in quorum ballivis castra honores maneria hundreda villæ terræ tenementa et alia loca prædicta, ut est dictum, per nos data, ac eorum feoda existunt, inde liberandas, levare percipere et habere possint,—sine occasione vel impedimento nostri vel hæredum nostrorum aut ballivorum seu ministrorum nostrorum quorumcumque. Et quod idem filius noster et dicti hæredes sui habeant in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis per nos sic datis, ac eorum feodis, catalla felonum et fugitivorum; ita quod si quis hominum vel tenentium suorum aut alii in locis prædictis vel eorum feodis pro delicto suo vitam vel membrum debeant amittere vel fugerint et judicio stare noluerint, vel aliquod delictum fecerint pro quo catalla sua debeant perdere (ubicumque justitia de eis fieri debeat sive in curia nostra vel hæredum nostrorum sive in aliis curiis) ipsa catalla sint præfati filii nostri et dictorum hæredum suorum, et liceat eis seu ministris suis sine occasione vel impedimento nostri vel hæredum nostrorum vicecomitum et aliorum ballivorum seu ministrorum nostrorum vel hæredum nostrorum quorumcumque ponere se in seisinam de catallis prædictis et ea ad usum dicti filii nostri et hæredum suorum retinere. Concessimus etiam præfato filio nostro pro nobis et hæredibus nostris quod ipse et dicti hæredes sui habeant in castris honoribus maneriis hundredis villis terris tenementis et aliis locis prædictis dicto filio nostro sic datis, ac eorum feodis, retorna omnium brevium nos-

Digitized by Google

before all other justices and ministers of us and our heirs whomsoever, as fully and entirely as we should have them if we had retained in our hand the aforesaid castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid so given to our same son. So that he and his said heirs by the hands of his bailiffs and ministers may be able to levy, perceive, and have the fines, ransoms, and amercements of the men and tenants aforesaid, forfeited issues, and all things which to us and our heirs can pertain of year, day, and waste, forfeitures and murders, of and in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid by us so given, and in their fees,—such as shall happen to be made and adjudged before the aforesaid justices in eyre to hold common pleas and pleas of the forest, and before the said steward and marshal, coroner or clerk, by estreats of the same justices in eyre in their circuits, and of steward and marshal and coroner and clerk in their sessions, to be delivered thereof to the same bailiffs and ministers,—and also such the fines, ransoms, and amercements of the aforesaid men and tenants, and forfeited issues, and all things which to us and our heirs can pertain of year, day, waste, forfeitures and murders, of and in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid by us so given, and in their fees, as shall happen to be made and adjudged before us and our heirs, or in the chancery of us and our heirs, or before the treasurer and barons of the exchequer of us and our heirs, or before the justices of us and our heirs of the common bench, or our justices assigned to take the assizes and to deliver our gaols, or the justices assigned to hear and determine felonies and trespasses, or before other the justices or ministers of us and our heirs whomsoever, by estreats of

The Duke may levy them by his own officers by estreats to be delivered to them.

Digitized by Google

trorum et hæredum nostrorum ac summonitionum extractarum et præceptorum de scaccario prædicto necnon præceptorum et extractarum justitiariorum nostrorum et hæredum nostrorum itinerantium tam ad placita forestæ quam ad communia placita, et aliorum justitiariorum quorumcumque, et executiones eorumdem brevium, summonitionum, extractarum et præceptorum per ballivos et ministros suos faciendas. Ita quod nullus vicecomes ballivus aut minister noster vel hæredum nostrorum castra honores maneria villas terras tenementa et alia loca prædicta, ut præmittitur, per nos data, vel eorum feoda, ad officia aliqua seu alia officia sua tangentia facienda ingrediatur, nisi in defectum ipsius filii nostri aut dictorum hæredum vel ballivorum seu ministrorum suorum. Volumus insuper et concedimus pro nobis et hæredibus nostris quod si vicecomites vel ballivi libertatum hundredorum seu wapentachiorum in aliquibus executionibus pro eodem filio nostro aut dictis hæredibus suis per brevia sive mandata nostra, vel hæredum nostrorum, aut quovis alio modo faciendis negligentes fuerint vel remissi per quod ipsos in scaccario nostro seu aliis curiis nostris contigerit amerciari vel fines facere, quod fines et amerciamenta illa sint dicti filii nostri et dictorum hæredum suorum, et ad eorum opus leventur. Hiis testibus, venerabilibus patribus Simone Archiepiscopo Cantuariensi totius Angliæ Primate, Adam Menevensi Cancellario, Henrico Wigornensi Thesaurario, nostris, Episcopis, Edmundo Comite Cantabrigiæ, Thoma de Wodestok Constabulario Angliæ, filiis nostris carissimis, Henrico de Percy Marescallo Angliæ, Johanne de Ipre Senescallo hospitii nostri, Nicholao Carreu Custode privati sigilli nostri, et aliis. Data per manum nostram apud Shene quarto die Junii, anno regni nostri Angliæ quinquagesimo primo, regni vero nostri Franciæ tricesimo

Digitized by Google

the exchequer of us and our heirs, to be delivered thereof to the bailiffs and ministers of our said son and his said heirs by the hands of the sheriffs in whose bailiwicks the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid given by us as aforesaid, and their fees, do lie; without let or hinderance of us or our heirs, or of our bailiffs or ministers whomsoever. And that our same son and his said heirs may have in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid by us so given, and in their fees, the chattels of felons and fugitives, so that if any of their men or tenants or others in the places aforesaid, or in their fees, for their delinquency ought to lose life or limb, or shall flee and not be willing to stand their trial, or shall commit any offence for the which they ought to lose their chattels, (wheresoever justice shall be had of them, whether in the court of us or our heirs, or whether in other courts,) such chattels shall belong to our aforesaid son and his said heirs, and that it shall be lawful for them or their ministers to put themselves in seizin of the chattels aforesaid, and retain them to the behoof of our said son and his heirs, without let or hinderance of us or our heirs, our sheriffs and other bailiffs or ministers of us or our heirs whomsoever. We have also granted to our aforesaid son, for us and our heirs, that he and his said heirs may have in the castles, honors, manors, hundreds, towns, lands, tenements, and other places aforesaid so given to our said son, and in their fees, the return of all writs of us and our heirs, and of summons, estreats, and precepts of the exchequer aforesaid, and also of the precepts and estreats of the justices of us and our heirs in eyre to hold as well pleas of the forest as common pleas, and of other justices whomso-

Chattels of felons.

Return and execution of writs and summons of the exchequer.

Digitized by Google

octavo. *NOS* autem tam dictam cartam indentatam quam dictam aliam cartam, ac omnes donationes concessiones et omnia alia in eisdem cartis contenta pro nobis et hæredibus nostris, tenore præsentium, ratificamus et confirmamus, juxta tenorem et effectum cartarum supradictarum. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Westmonasterium, quintodecimo die Septembris, anno regni nostri primo. NOS autem donationes, concessiones, confirmationes, libertates, franchesias et quietantias prædictas, ac omnia alia et singula in dictis cartis et literis contenta, rata habentes et grata, ea, pro nobis et hæredibus nostris, quantum in nobis est, de gratia nostra speciali acceptamus, approbamus, et præfato Duci et hæredibus suis prædictis imperpetuum, tenore præsentium, concedimus et confirmamus, sicut cartæ et literæ supradictæ rationabiliter testantur. Præterea volentes eidem Duci gratiam in hac parte facere ampliorem de gratia nostra speciali concessimus pro nobis et hæredibus nostris, et hac carta nostra confirmavimus quod licet ipse aliqua vel aliquibus donationum, concessionum, confirmationum, libertatum, franchesiarum et quietantiarum, aut aliorum in dictis cartis et literis contentorum, aliquo casu emergente, hactenus plene usus non fuerit, idem tamen Dux et hæredes sui prædicti donationibus, concessionibus, confirmationibus, libertatibus, franchesiis et quietantiis, ac omnibus aliis et singulis in cartis et literis prædictis, ut præmittitur, contentis, et eorum quolibet decætero plene gaudeant et utantur imperpetuum, sine occasione vel impedimento nostri vel hæredum nostrorum, justitiariorum, escaetorum, vicecomitum aut aliorum ballivorum seu ministrorum nostrorum vel hæredum nostrorum quorumcumque. Et ulterius, ad probitatem strenuam et sapientiam excellentissimam ac alios multiplices mores et

Digitized by Google

ever, and the execution of the same writs, summons, estreats, and precepts, to be made by their bailiffs and ministers. So that no sheriff, bailiff, or other minister of us or our heirs shall enter the castles, honors, manors, towns, lands, tenements, and other places aforesaid by us given as is premised, or their fees, to perform any offices, or other things touching their offices, unless in default of our same son or his said heirs, or of their bailiffs or ministers. And furthermore we will and grant, for us and our said heirs, that if the sheriffs or bailiffs of liberties, hundreds, or wapentakes be negligent or remiss in making any executions for our same son or his said heirs, by writs or mandates of us or our heirs, or in any other wise, whereby it shall happen that they be amerced or make fines in our exchequer or in other our courts, such fines and amercements shall belong to our said son and his said heirs, and may be levied to their behoof. These being witnesses, the venerable fathers, Simon Archbishop of Canterbury, Primate of all England; Adam Bishop of St. David's, our Chancellor; Henry Bishop of Worcester, our Treasurer; Edmund Earl of Cambridge, and Thomas of Woodstock, Constable of England, our most dear sons; Henry de Percy, Marshal of England; John de Ipre, Steward of our household; Nicholas Carreu, Keeper of our privy seal, and others. Given under our hand at Sheen, on the fourth day of June, in the fifty-first year of our reign of England, and the thirty-eighth of our reign of France. *AND* we, as well the said charter indented as the said other charter, and all the donations, grants, and all other things in the same charters contained, for us and our heirs by the tenor of these presents do ratify and confirm according to the tenor and effect of the charters abovesaid. In witness whereof we

Fines and amercements of sheriffs and bailiffs of liberties for negligence.

Digitized by Google

merita præfati avunculi nostri, qui nullis cedens laboribus vel expensis, se tam in consiliis obsequiis et aliis agendis nobis et toti regno nostro fructuosis et honorificis semper retroactis temporibus obsequiosum pariter et paratum exhibuit et exhibet indefesse, condignam considerationem habentes, et volentes, præmissorum intuitu, præfatum avunculum nostrum, qui præ cæteris in sapientia, strenuitate et honore nobis et regno nostro prædicto maxime valere et locum potiorem tenere potest, gratiis et favoribus amplioribus prærogare, de uberiori gratia nostra, pro majori securitate ipsius Ducis avunculi nostri, declaramus, concedimus, et confirmamus, pro nobis et hæredibus nostris, præfato Duci, quod ipse ad totam vitam suam habeat omnes fines pro transgressione et aliis malefactis quibuscumque; ac etiam fines pro licentia concordandi, et omnimodos alios fines, redemptiones, et amerciamenta, ex quacumque causa et per quamcumque causam provenientia, necnon exitus forisfactos de omnibus hominibus et tenentibus de et in terris et feodis prædicti Ducis, et de omnibus infra eadem terras et feoda residentibus, quanquam iidem homines, tenentes, seu residentes, ministri nostri vel hæredum nostrorum existant. Et quod idem Dux ad totam vitam suam habeat quascumque forisfacturas annum diem vastum et estreppamentum, et quicquid ad nos vel hæredes nostros pertinere poterit de anno die vasto et estreppamento, forisfacturis et murdris, infra terras et feoda prædicta, in quibuscumque curiis nostris et hæredum nostrorum sive in quacumque curia alterius, contigerit quod prædicti homines, tenentes, seu residentes facient fines vel erunt amerciati, vel exitus forisfacient, seu quod prædicta annus dies vastum et estreppamentum, forisfactura vel murdrum, adjudicata erunt, tam in præsentia nostra et hæredum nostrorum, quam in absentia nostra et hæredum nostrorum, et

Digitized by Google

have caused these our letters to be made patent. Witness ourself at Westminster, on the fifteenth day of September, in the first year of our reign. AND we, ratifying and approving the donations, grants, confirmations, liberties, franchises, and acquittances aforesaid, and all and singular other the things in the said charters and letters contained, do, for us and our heirs, as far as in us lies, of our especial grace accept and approve the same, and do grant and confirm them by the tenor of these presents to the aforesaid Duke and his heirs aforesaid for ever, as the charters and letters abovesaid reasonably do witness. Willing, moreover, to shew the same Duke more ample favor in this behalf, we have granted of our especial grace for us and our heirs, and by this our charter have confirmed, that albeit, any case arising, he have not hitherto fully used any one or more of the donations, grants, confirmations, liberties, franchises and acquittances, or other things in the said charters and letters contained, nevertheless the same Duke and his heirs aforesaid may henceforth fully enjoy and use for ever the donations, grants, confirmations, liberties, franchises, and acquittances, and all and singular other the things contained in the charters and letters aforesaid, as is premised, and every of them, without let or hinderance of us or our heirs, the justices, escheators, sheriffs, or other bailiffs or ministers of us or our heirs whomsoever. And furthermore, having condign consideration of the strenuous goodness and most excellent wisdom, and other manifold merits and good demeanour of our aforesaid uncle, who yielding to no labors or expenses hath ever in times past proved himself, and yet unweariedly proves himself, equally ready and compliant in giving his counsel, and in the performance of other duties profitable and honorable to us and our whole

Confirmation of foregoing recited charters,

notwithstanding non-user,

without let from any the King's bailiffs or ministers.

Merits of grantee the consideration of present grant

Digitized by Google

tam coram nobis et hæredibus nostris, et in cancellaria nostra et hæredum nostrorum, ac coram thesaurario et baronibus de scaccario nostro et hæredum nostrorum, et coram justitiariis nostris et hæredum nostrorum de communi banco, necnon coram senescallo et marescallis seu coram coronatore hospitii nostri et hæredum nostrorum vel clerico mercati, qui pro tempore erunt, et in aliis curiis nostris et hæredum nostrorum, quam coram justitiariis nostris itinerantibus ad communia placita et ad placita forestæ, justitiariis ad assisas capiendas et gaolas deliberandas, ac coram quibuscumque aliis justitiariis et ministris nostris et hæredum nostrorum, tam in præsentia nostra et hæredum nostrorum, quam in absentia nostra et hæredum nostrorum, adeo plene et integre sicut nos vel hæredes nostri ea haberemus si illa præfato Duci non concessissemus. Ita quod prædictus Dux per manus ballivorum et aliorum ministrorum suorum levare, percipere, et habere possit, fines, redemptiones, et amerciamenta ipsorum hominum tenentium et residentium de et in terris et feodis prædictis, exitus forisfactos, et quicquid ad nos vel hæredes nostros pertinere poterit de anno die vasto estreppamento, forisfacturis et murdris, de et in terris et feodis prædictis, quæ coram dictis justitiariis itinerantibus ad communia placita et ad placita forestæ, ac coram prædictis senescallo et marescallis coronatore vel clerico mercati, fieri seu adjudicari contigerit, per extractas eorumdem justitiariorum itinerantium in itineribus suis, ac prædictorum senescalli marescallorum coronatoris et clerici in sessionibus suis, ballivis et ministris prædicti Ducis inde liberandas; ac etiam fines, redemptiones, et amerciamenta de hominibus tenentibus et residentibus prædictis, ac exitus forisfactos, et omnia quæ ad nos vel hæredes nostros pertinere poterunt de anno die vasto estreppamento, forisfacturis et murdris, de et in terris et feodis prædictis, quæ

Digitized by Google

realm, and being desirous in regard of the premises to endow with ampler favors and grace our aforesaid uncle, who, far beyond others in wisdom, prowess, and honor, is able to avail and stand us and our realm aforesaid in better stead, do, of our more abundant grace, for the greater security of the same Duke our uncle, declare, grant, and confirm for us and our heirs to the aforesaid Duke, that he for the whole of his life may have all fines for trespass and other misdeeds whatsoever, and also fines for licence to agree, and all manner of other fines, ransoms, and amercements, from whatever cause and through whatever cause proceeding, and also forfeited issues in respect of all the men and tenants of and in the lands and fees of the aforesaid Duke, and in respect of all resiants within the same lands and fees, albeit the same men, tenants, or resiants be ministers of us or our heirs. And that the same Duke, for the whole of his life, may have all manner of forfeitures, year, day, waste, and estrepement, and whatever to us or our heirs can pertain of year, day, waste, and estrepement, forfeitures and murders, within the lands and fees aforesaid, in what courts soever, of us and our heirs, or in whatever court of any other it may happen that the aforesaid men, tenants, or resiants shall make fines or be amerced or forfeit issues, or that the aforesaid year, day, waste, and estrepement, forfeiture or murder, be adjudged —as well in presence of us and our heirs as in absence of us and our heirs, and as well before us and our heirs, and in the chancery of us and our heirs, and before the treasurer and barons of the exchequer of us and our heirs, and before the justices of the common bench of us and our heirs, and also before the steward and marshals, or before the coroner of the household, of us and our heirs, or the clerk of the market for the time being, and in other the courts

for term of life of the Duke of Lancaster.

Fines for trespass, præ-fines and post-fines, ransoms, amercements, forfeited issues.

Forfeitures, year, day, and waste,

imposed or adjudged in any court,

Digitized by Google

coram nobis vel hæredibus nostris, vel in cancellaria nostra et hæredum nostrorum, seu coram thesaurario et baronibus de scaccario nostro et hæredum nostrorum, vel coram justitiariis nostris et hæredum nostrorum de communi banco, sive coram justitiariis ad assisas capiendas et gaolas deliberandas, aut justitiariis ad transgressiones et felonias audiendas et terminandas assignatis, seu coram aliis justitiariis vel ministris nostris quibuscumque et hæredum nostrorum, fieri vel adjudicari contigerit, per extractas de scaccario nostro et hæredum nostrorum, ballivis et ministris præfati Ducis, per manus vicecomitum in quorum ballivis dicta terræ et feoda existunt, inde liberandas;—sine occasione vel impedimento nostri vel hæredum nostrorum, justitiariorum, vicecomitum, escaetorum, aut aliorum ministrorum nostrorum et hæredum nostrorum quorumcumque. Et quod prædictus Dux ad totam vitam suam per se et ministros suos in omnibus terris et feodis prædictis, tam in præsentia nostra et hæredum nostrorum quam in absentia nostra et hæredum nostrorum, faciat et habeat assaiam et assisam panis vini et cervisiæ et omnimodorum aliorum victualium quorumcumque ac aliorum ad officium clerici de mercato nostri et hæredum nostrorum pertinentium, cum punitione eorumdem quotiens et quando expediens fuerit et necesse: ac etiam habeat et percipiat fines amerciamenta et redemptiones ac omnimoda proficua inde provenientia; ita quod clericus mercati nostri et hæredum nostrorum non ingrediatur dicta terras vel feoda pro aliquibus ad officium suum pertinentibus faciendis seu exercendis. Et quod prædictus Dux ad totam vitam suam habeat catalla fugitivorum et felonum tam felonum de se quam aliorum quorumcumque ac utlagatorum ex quacumque causa omnium hominum et tenentium de et in terris et feodis prædictis, necnon omnium residentium infra eadem terras et

Digitized by Google

of us and our heirs, as before our justices in eyre to hold common pleas and pleas of the forest, our justices assigned to take the assizes and to deliver our gaols, and before all other justices and ministers of us and our heirs whomsoever, as well in presence of us and our heirs as in absence of us and our heirs,—as fully and entirely as we or our heirs would have them if we had not granted them to the aforesaid Duke. So that the aforesaid Duke by the hands of his bailiffs and other ministers may be able to levy, perceive, and have the fines, ransoms, and amercements of the same men, tenants, and resiants of and in the lands and fees aforesaid, forfeited issues, and whatever to us or our heirs can pertain of year, day, and waste, estrepement, forfeitures, and murders, of and in the lands and fees aforesaid, which shall happen to be made or adjudged before the said justices in eyre to hold common pleas and pleas of the forest, and before the aforesaid steward and marshals, coroner, or clerk of the market, by estreats of the same justices in eyre in their circuits, and of the aforesaid steward, marshals, coroner, and clerk, in their sessions, to be delivered thereof to the bailiffs and ministers of the aforesaid Duke; and also the fines, ransoms, and amercements of the aforesaid men, tenants, and resiants, and forfeited issues, and all things which to us or our heirs can pertain of year, day, waste, estrepement, forfeitures, and murders, of and in the lands and fees aforesaid, which shall happen to be made or adjudged before us or our heirs, or in the chancery of us and our heirs, or before the treasurer and barons of the exchequer of us and our heirs, or before the justices of us and our heirs of the common bench, or before our justices assigned to take the assizes and to deliver our gaols, or the justices assigned to hear and determine trespasses and felonies,

as fully as the King.

The Duke may levy the same by his own officers, by estreats to be delivered to them,

Digitized by Google

feoda, quanquam iidem homines tenentes aut residentes ministri nostri vel hæredum nostrorum existant: ita quod si aliquis hominum et tenentium de et in terris et feodis prædictis seu aliquis residentium in dictis terris et feodis, aut aliquis alius in eisdem terris et feodis, pro aliquo suo malefacto quocumque debeat vitam vel membrum amittere, seu fugiat, et judicio stare noluerit, aut aliquam aliam transgressionem faciat pro qua ipse debet perdere catalla sua, (in quo loco justitia de eo fieri debeat, sive in curia nostra et hæredum nostrorum vel in aliis curiis,) catalla illa sint prædicti Ducis: et quod liceat ei seu ministris suis ponere se in seisinam dictorum catallorum et eadem catalla ad opus præfati Ducis retinere;—sine occasione vel impedimento nostri vel hæredum nostrorum, vicecomitum, escaetorum, aut aliorum ballivorum seu ministrorum nostrorum et hæredum nostrorum quorumcumque. Et quod præfatus Dux ad totam vitam suam habeat retorna omnium brevium nostrorum et hæredum nostrorum, necnon summonitionum extractarum et præceptorum de scaccario nostro, et de scaccario hæredum nostrorum, ac extractarum et præceptorum justitiariorum nostrorum et hæredum nostrorum itinerantium tam ad placita forestæ quam ad communia placita, ac aliorum justitiariorum quorumcumque, necnon attachiamenta tam de placitis coronæ quam aliorum in omnibus terris et feodis prædictis. Et quod prædictus Dux ad totam vitam suam per se et per ballivos et ministros suos habeat in eisdem terris et feodis executionem eorumdem brevium summonitionum extractarum et præceptorum. Ita quod nullus vicecomes ballivus seu alius minister noster vel hæredum nostrorum prædicta terras et feoda ingrediatur pro aliquo officio vel aliqua re officium suum tangente faciendo, nisi in defectu ipsius Ducis vel ministrorum suorum. Et ulterius concedimus et hac carta nostra con-

Digitized by Google

or before other the justices or ministers of us and our heirs whomsoever, by estreats of the exchequer of us and our heirs, to be delivered thereof to the bailiffs and ministers of the aforesaid Duke by the hands of the sheriffs in whose bailiwicks the said lands and fees do lie;—without let or hinderance of us or our heirs, or of our justices, sheriffs, escheators, or other ministers of us and our heirs whomsoever. And that the aforesaid Duke, for the whole of his life, by himself and his ministers, in all the lands and fees aforesaid, as well in presence of us and our heirs as in absence of us and our heirs, may make and have the assay and assize of bread, wine, and ale, and of all manner of other victuals whatsoever, and of other things pertaining to the office of the clerk of the market of us and our heirs, together with the punishment thereof whenever and so often as it shall be necessary and expedient; and also that he may have and perceive the fines, amercements, and ransoms, and all manner of profits thence proceeding, so that the clerk of the market of us and our heirs shall not enter the said lands or fees to do or exercise any matters pertaining to his office. And that the aforesaid Duke, for the whole of his life, may have the chattels of fugitives and felons, as well felons of themselves as of others whomsoever, and of outlaws for any cause soever, of all the men and tenants of and in the lands and fees aforesaid, and also of all resiants within the same lands and fees, albeit the same men, tenants or resiants be ministers of us or our heirs, so that if any of the men and tenants of and in the lands and fees aforesaid, or any of the resiants in the said lands and fees, or any other person in the same lands and fees, for any misdeed whatsoever, ought to lose life or limb, or shall flee and not be willing to stand their trial, or shall commit any other tres-

without let from the King's officers.

Assay and assize of bread, and other matters belonging to the office of clerk of the market.

Chattels of felons and fugitives.

Digitized by Google

firmavimus pro nobis et dictis hæredibus nostris quod si vicecomites vel ballivi libertatum hundredorum seu wapentachiorum, in aliquibus executionibus pro prædicto Duce, per brevia seu mandata nostra vel hæredum nostrorum, seu aliquo alio modo, faciendis, negligentes fuerint vel remissi, per quod contigerit ipsos amerciari aut fines facere in scaccario vel in aliis curiis nostris et hæredum nostrorum, hujusmodi fines et amerciamenta sint præfati Ducis, et quod leventur ad opus ipsius Ducis per ministros suos supradictos, durante vita sua. Et quod prædictus Dux ad totam vitam suam habeat infra omnia prædicta terras et feoda omnimoda catalla vocata wayf et stray, deodanda, thesaurum inventum ac alias res vel catalla inventa; et quod ipse per se et ministros suos seisire et capere possit ad voluntatem suam ad opus prædicti Ducis, wayfs et strayes, deodanda, thesaurum inventum ac alia inventa supradicta. Et quod prædictus Dux ad totam vitam suam habeat quæcumque bona et catalla vocata manuopera capta vel capienda cum quacumque persona infra terras et feoda prædicta, ac per eandem personam coram quocumque judice deadvocata. Salvis semper et reservatis præfato Duci, et hæredibus suis prædictis, omnimodis aliis privilegiis, immunitatibus, et quietantiis, eis, per nos aut per dictum avum nostrum, datis concessis seu confirmatis. Hiis testibus, venerabilibus patribus Willielmo Cantuariensi totius Angliæ Primate, Thoma Eboracensi Angliæ Primate, Cancellario nostro, Archiepiscopis, Roberto Londinensi, Roberto Cicestrensi, Tideman Wigornensi, Episcopis, Edmundo Eborum, Thoma Gloucestriæ, Ducibus, avunculis nostris carissimis, Edwardo Rotelandæ, Ricardo Arundelliæ, Thoma Marescallo et Notinghamiæ, Henrico Northumbriæ, Comitibus, Rogero Walden Thesaurario nostro, Thoma de Percy Senescallo hospitii nostri, Guidone Mone Custode privati

Digitized by Google

pass for the which they ought to lose their chattels (in whatsoever place justice shall be had of them, whether in the court of us and our heirs or in other courts), such chattels shall belong to the aforesaid Duke: And that it shall be lawful for him or his ministers to put themselves in seizin of the said chattels, and the same chattels to retain to the behoof of the aforesaid Duke;—without let or hinderance of us or our heirs, or of our sheriffs, escheators, or other bailiffs or ministers of us and our heirs whomsoever.

May seize the same without let from the King's bailiffs or ministers.

And that the aforesaid Duke, for the whole of his life, may have the return of all writs of us and our heirs, and also of summons, estreats, and precepts, of our exchequer and of the exchequer of our heirs, and of the estreats and precepts of the justices of us and our heirs in eyre to hold as well pleas of the forest as common pleas, and of other justices whomsoever, and also the attachment as well of pleas of the crown as of others in all the lands and fees aforesaid.

Return and execution of writs, summons, estreats, and precepts.

Attachment of pleas of the crown.

And that the aforesaid Duke, for the whole of his life, by himself and by his bailiffs and ministers may have in the same lands and fees the execution of the same writs, summons, estreats, and precepts, so that no sheriff, bailiff, or other minister of us or our heirs shall enter the aforesaid lands and fees to perform any office, or anything touching his office, unless in default of the same Duke or his ministers.

No sheriff or other bailiff of the King may intromit, unless in default.

And furthermore we do grant, and by this our charter have confirmed, for us and our said heirs, that if the sheriffs or bailiffs of liberties, hundreds, or wapentakes be negligent or remiss in making any executions for the aforesaid Duke by writs or mandates of us or our heirs, or in any other wise whereby it shall happen that they be amerced or make fines in the exchequer or in other the courts of us and our heirs, such fines and amercements shall belong

Fines and amercements of sheriffs and bailiffs of liberties for negligence.

Digitized by Google

sigilli nostri, et aliis. Data per manum nostram apud Westmonasterium vicesimo nono die Junii, anno regni nostri vicesimo. — plenius continetur. NOS nolentes dictam hæreditatem nostram, aut libertates ejusdem, occasione instantis assumptionis regalis status et dignitatis nostræ in aliquo mutari, transferri, diminui, seu derogari, sed eandem hæreditatem nostram cum juribus et libertatibus suis prædictis, eisdem modo, forma, conditione, et statu quibus nobis descenderant et evenerant, ac etiam cum omnibus et singulis talibus libertatibus et franchesiis, ac aliis privilegiis, commoditatibus, et proficuis quibuscumque, quibus prædictus dominus et pater noster, dum vixit, eam, ad terminum vitæ suæ, ex concessione prædicti Ricardi nuper Regis, habuit et tenuit, nobis et dictis hæredibus nostris in dictis cartis specificatis, plenarie et integre conservari, continuari, et haberi, volumus, ac tenore præsentium ex certa scientia nostra, de assensu præsentis parliamenti nostri, concedimus, declaramus, discernimus, et ordinamus, pro nobis et hæredibus nostris, quod tam ducatus noster Lancastriæ, quam universa et singula alia comitatus, honores, castra, maneria, feoda, advocationes, possessiones, annuitates et dominia quæcumque, nobis, ante adeptionem dignitatis nostræ regiæ, qualitercumque et ubicumque, jure hæreditario, in dominico servitio vel in reversione, seu alias qualitercumque discensa, nobis et dictis hæredibus nostris in cartis prædictis specificatis, in forma prædicta remaneant imperpetuum, et quod taliter et tali modo, et per tales officiarios et ministros in omnibus deducantur, gubernentur, et pertractentur, sicut remanere, deduci, gubernari, et pertractari deberent si ad culmen dignitatis regiæ assumpti minime fuissemus, ac insuper quod talia et hujusmodi libertates, jura regalia, consuetudines et franchesiæ, in ducatu, comitatibus, honoribus, castris,

Digitized by Google

to the aforesaid Duke, and that they may be levied to the behoof of the same Duke by his ministers abovesaid during his life. And that the aforesaid Duke, for the whole of his life, may have within all the aforesaid lands and fees all manner of chattels called wayf and stray, deodands, treasure trove, and other things or chattels found; and that he by himself and his ministers may be able to seize and take at their pleasure, to the behoof of the aforesaid Duke, the wayfs and strays, deodands, treasure trove, and other things found as abovesaid. And that the aforesaid Duke, for the whole of his life, may have all manner of goods and chattels called Mainour, taken or to be taken upon any person soever within the lands and fees aforesaid, and by the same person disclaimed before any judge soever; saving always and reserved to the aforesaid Duke and his heirs aforesaid all manner of other privileges, immunities, and acquittances, given, granted, or confirmed to them by us or by our said grandfather. These being witnesses, the venerable fathers, William Archbishop of Canterbury, Primate of all England; Thomas Archbishop of York, Primate of England, our Chancellor; Robert Bishop of London; Robert Bishop of Chichester; Tideman Bishop of Worcester; Edmund Duke of York, and Thomas Duke of Gloucester, our most dear uncles; Edward Earl of Rutland; Richard Earl of Arundel; Thomas Earl Marshal and of Nottingham; Henry Earl of Northumberland; Roger Walden, our Treasurer; Thomas de Percy, Steward of our household; Guy Mone, Keeper of our privy seal; and others. Given under our hand at Westminster, on the twenty-ninth day of June, in the twentieth year of our reign. WE,—not willing that our said heritage, or the liberties thereof, be in aught changed, transferred, lessened, or derogated from, on account of our present assumption of the

Wayfs and strays.

Deodands.

Treasure trove.

Mainour.

Saving of liberties before granted in fee-tail.

The condition of the duchy of Lancaster, and other

Digitized by Google

maneriis, feodis, ac cæteris possessionibus et dominiis prædictis, in omnibus et per omnia, imperpetuum habeantur, exerceantur, continuentur, fiant et utantur, et per tales officiarios et ministros gubernentur et exequantur, quæ et qualia et per quales officiarios et ministros, tam tempore dicti domini et patris nostri, quam temporibus aliorum progenitorum et antecessorum nostrorum, in eisdem ducatu, comitatibus, honoribus, castris, maneriis, feodis, ac aliis possessionibus et dominiis prædictis, uti et haberi, ac regi et gubernari consueverunt, virtute cartarum prædictarum: Volentes ulterius et concedentes, ac pro nobis et hæredibus nostris prædictis, ex certa scientia nostra et de assensu prædictis, plenarie declarantes, quod universi et singuli tenentes nostri de ducatu, comitatibus, honoribus, maneriis, feodis, ac aliis possessionibus et dominiis prædictis, et hæredes sui, adeo liberi sint et in omnibus talis ac adeo liberæ et illesæ conditionis, tam in ingressibus suis in hæreditates suas post mortem antecessorum suorum, quam in tenuris suis, ac alias qualitercumque, sicut esse possent et deberent, de consuetudine vel de jure, si dicta dignitas nostra regia nobis nusquam accidisset, dicta assumptione nostra dignitatis regiæ, aut eo quod ducatus, comitatus, honores, castra, maneria, feoda, advocationes, possessiones, dominia et libertates prædicta in manu nostra jam existunt, seu aliqua interruptione, cessatione, vel discontinuatione libertatum prædictarum, seu aliquibus aliis occasionibus, causis, coloribus, vel impedimentis quibuscumque, quæ incontrarium præsentis voluntatis, concessionis, et declarationis nostræ vigorem seu effectum aliquem habere nolumus, in aliquo non obstantibus. Proviso semper quod tenentes nostri infra comitatum nostrum palatinum Lancastriæ hæreditates suas in manum nostram et dictorum hæredum nostrorum in dictis cartis specifica-

Digitized by Google

royal estate and dignity, but that our same heritage, with its rights and liberties aforesaid, in the same manner, state, form, and condition, in which it descended and came to us, and also with all and singular such liberties and franchises, and other privileges, advantages, and profits whatsoever, with which our aforesaid lord and father, whilst he lived, had and held the same, for the term of his life, by grant from the aforesaid late King Richard, shall be to us and our said heirs in the said charters specified, fully and entirely kept, continued, and had;—will, and by the tenor of these presents, of our certain knowledge, and with the assent of our present parliament, do grant, declare, decree, and ordain, for us and our heirs, that as well our duchy of Lancaster, as all and singular the other counties, honors, castles, manors, fees, advowsons, possessions, annuities, and lordships whatever, to us howsoever and wheresoever descended before our adoption of the royal dignity, by hereditary right, in demesne, in service, or in reversion, or otherwise howsoever, shall for ever remain to us and our said heirs in the charters aforesaid specified in form aforesaid; and that they so and in such wise, and by such officers and ministers, in all things be managed, governed, and treated, as they would have remained, been managed, governed, and treated, if we had never assumed the ensign of royal dignity. And, moreover, that such and the like liberties, *jura regalia*, customs, and franchises, in the said duchy, counties, honors, castles, manors, fees, and other possessions and lordships aforesaid, in all, and throughout all, be had, exercised, continued, done, and used for ever, and they by such officers and ministers be governed and executed, as and which were wont to be had and used in the same duchy, counties, honors, castles, manors, fees, and other possessions and lordships, and by whom they were

estates of the heritage of Lancaster, shall not be changed by the King's assumption of the regal dignity; and the franchises with which John late Duke of Lancaster held the same shall be continued.

Settled upon King Henry the Fourth and his heirs specified in the preceding charters,—to remain as before his accession to the crown.

The same liberties and *jura regalia* to be exercised as well in the said duchy as other the said estates, throughout, and to be governed by the like officers as before.

Digitized by Google

torum, post mortem antecessorum suorum, seu alio modo seisiendas et capiendas, extra eandem manum nostram, et dictorum hæredum nostrorum in cartis prædictis specificatorum, per liberationem in cancellaria regalitatis ibidem habendam, prosequantur, ut est moris et fuerit faciendum ratione regalitatis supradictæ; et quod prærogativa nostra quoad maritagia et proficua maritagiorum hæredum aliorum tenentium nostrorum, extra dictum comitatum palatinum, seisienda et habenda, locum habeat et vigorem. Volumus insuper et concedimus, pro nobis et hæredibus nostris, ex certa scientia nostra et assensu prædictis, quod universa et singula beneficia ecclesiastica ad hæreditatem nostram prædictam spectantia, per nos et dictos hæredes nostros in dictis cartis specificatos, continue futuris temporibus conferantur: Ita quod cancellarius vel thesaurarius Angliæ pro tempore existentes, seu quivis alius officiarius regius, de collatione vel præsentatione, seu etiam de visitatione beneficiorum hujusmodi, ratione officiorum suorum, se nullatenus intromittant in futuro. Volumus etiam et concedimus, pro nobis et hæredibus nostris, ex certa scientia nostra et de assensu prædictis, quod omnes et singuli receptores, feodarii, firmarii, ballivi, præpositi, officiarii, ac quicumque alii servientes et ministri nostri, et dictorum hæredum nostrorum in dictis cartis specificatorum, prædictorum ducatus, comitatuum, honorum, castrorum, maneriorum, feodorum, possessionum, dominiorum et libertatum, de omnibus et singulis denariis, firmis, redditibus, exitibus, reventionibus, et proficuis quibuscumque de eisdem ducatu, comitatibus, honoribus, castris, maneriis, feodis, possessionibus, dominiis et libertatibus, qualitercumque provenientibus, coram certis specialibus auditoribus, officiariis et ministris, per nos et dictos hæredes nostros in cartis prædictis specificatos de tem-

Digitized by Google

wont to be ruled and governed, as well in the time of our said lord and father, as in the times of other our progenitors and ancestors, by virtue of the charters aforesaid: Willing, furthermore, and granting, and for us and our heirs aforesaid, of our certain knowledge and with the assent aforesaid, fully declaring, that all and singular our tenants of the duchy, counties, honors, manors, fees, and other possessions and lordships aforesaid, and their heirs, may be as free, and in all respects of such and of as unimpaired and free condition, as well in their entries upon their inheritances after the death of their ancestors as in their tenures, and otherwise howsoever, as they could and ought to be by custom or of right if our said royal dignity had never fallen to us, our said assumption of the royal dignity notwithstanding, or notwithstanding that the duchy, counties, honors, castles, manors, fees, advowsons, possessions, lordships, and liberties aforesaid are now in our hands, or any interruption, cessation, or discontinuance of the liberties aforesaid, or any other lets, causes, colors, or impediments whatsoever (which we will not to have any force or effect to the contrary of this our present will, grant, and declaration,) in anywise notwithstanding. Provided always, that our tenants within our county palatine of Lancaster may sue their inheritances (to be taken and seized into the hands of us and our said heirs in the said charters specified after the death of their ancestors or in other manner) out of the same hands of us and our said heirs in the aforesaid charters specified, by livery to be had in the chancery of the regality there, as is the custom, and would have been done by reason of the abovesaid regality; and that our prerogative in respect of seizing and having the marriages and the profits of the marriages of the heirs of other our tenants out of the said county palatine have effect and

The tenants may enter and hold after their ancestors' death, as they had been accustomed.

Proviso for the tenants of the County Palatine of Lancaster.

Saving the prerogative as to marriages out of the County Palatine.

Digitized by Google

pore in tempus ad hoc limitandis et assignandis, duntaxat, et non coram thesaurario et baronibus de scaccario regio, computent et respondeant continue infuturum. Ita quod thesaurarius et barones de scaccario prædicto, de aliquibus hujusmodi denariis, firmis, redditibus, exitibus, reventionibus aut proficuis, seu de aliquibus compotis, vel ratiociniis inde audiendis, habendis, reddendis, vel terminandis infuturum, se non intromittant ullo modo. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Westmonasterium, quarto decimo die Octobris, anno regni nostri primo.

NOS, pro eo quod de avisamento et assensu Dominorum Spiritualium et Temporalium, ac Communitatis regni nostri Angliæ, in instanti parliamento nostro existentium, ac auctoritate ejusdem, ordinatum et stabilitum existit quod Henricus nuper nuncupatus Rex Henricus Sextus omnia castra, maneria, dominia, villas, villatas, honores, terras, tenementa, redditus, servitia, feodi-firmas, feoda militum, advocationes, hæreditamenta, et possessiones, cum suis pertinentiis, quæ ipse seu aliquis alius ad usum suum tertio die Marcii ultimo præterito habuit, de ducatu Lancastriæ existentia, vel quæ aliqua parcella sive membrum ejusdem ducatus aut eidem, primo anno Henrici nuper nuncupati Regis Henrici Quinti, aut aliquo tempore citra, unita vel annexa fuerunt, nobis et coronæ nostræ Angliæ forisfaciat,—de eisdem avisamento assensu et auctoritate ordinavimus et stabilivimus quod eadem maneria, castra, dominia, honores, villæ, villatæ, terræ, tenementa, redditus, servitia, feodi-firmæ, feoda militum, advocationes, hæreditamenta et possessiones, cum suis pertinentiis, in Anglia, Wallia, et Calesio et marchiis earundem, fiant, et a quarto die Marcii ultimo præterito sint, dictus ducatus Lancastriæ corporatus,

Digitized by Google

vigor. We will moreover and grant, for us and our heirs, of our certain knowledge and with the assent aforesaid, that all and singular ecclesiastical benefices belonging to our heritage aforesaid shall in time to come be conferred uninterruptedly by us and our said heirs in the said charters specified: so that in future the chancellor or treasurer of England for the time being, or any other royal officer, do in nowise intermeddle in the collation or presentation, or even in the visitation, of the like benefices by reason of their offices. We will also and grant, for us and our heirs, of our certain knowledge and with the assent aforesaid, that all and singular receivers, feodaries, farmers, bailiffs, reeves, officers, and other the servants and ministers whosoever of us and our said heirs in the said charters specified of the aforesaid duchy, counties, honors, castles, manors, fees, possessions, lordships, and liberties, for all and singular sums of money, farms, rents, issues, revenues, and profits whatever in any manner proceeding from the same duchy, counties, honors, castles, manors, fees, possessions, lordships, and liberties, shall without interruption account and answer in future before certain special auditors, officers, and ministers from time to time to be hereunto limited and assigned only by us and our said heirs in the charters aforesaid specified, and not before the treasurer and barons of the royal exchequer. So that the treasurer and barons of the exchequer aforesaid shall not in any wise intermeddle in future in any the like monies, farms, rents, issues, revenues, or profits, or in the auditing, having, rendering, or determining any the accounts or reckonings thereof. In witness whereof we have caused these our letters to be made patent. Witness ourself at Westminster, on the fourteenth day of October, in the first year of our reign.

Chancellor or treasurer of England not to intermeddle in presenting to church benefices.

All receivers and others to account before special auditors, and not at the royal exchequer.

WE,—for as much as by and with the advice and as- Recital of

Digitized by Google

et DUCATUS LANCASTRIÆ nominentur; et quod omnia eadem maneria, castra, et cætera præmissa, cum suis pertinentiis, per idem nomen DUCATUS, ab omnibus aliis nostris hæreditamentis separata, a dicto quarto die Marcii, nobis et hæredibus nostris Regibus Angliæ seisiamus, habeamus, percipiamus, teneamus, et hæreditemus, eisdemque gaudeamus in perpetuum. Et quod comitatus Lancastriæ sit Comitatus Palatinus, ac quod nos et hæredes nostri habeamus, ut parcellam dicti ducatus, eundem comitatum Lancastriæ comitatum palatinum, ac Sigillum, Cancellarium, Justitiarios et Officiarios ibidem pro eodem, ac omnimoda libertates, consuetudines, jura regalia, et franchesias in eodem comitatu palatino juste et legitime usitata: Ulteriusque aliud sigillum vocatum Sigillum Ducatus Lancastriæ, ac Cancellarium pro custodia ejusdem, Officiarios et Conciliarios pro regimine et gubernatione ejusdem ducatus, ac particularium officiariorum, ministrorum, tenentium et inhabitantium ejusdem, in adeo magna ampla et larga forma, prout Henricus se nominatus Henricum Quintum aliquo tempore in eodem habebat, excercebat, et legitime gaudebat, et quod eadem auctoritate dicti officiarii et ministri, ac etiam tenentes et inhabitantes de et in eodem ducatu, habeant et excerceant talia et omnia hujusmodi libertates, franchesias, privilegia, et consuetudines, eisdemque gaudeant et utantur, quæ qualia vel quibus officiarii, ministri, tenentes et inhabitantes ejusdem ducatus, tempore Henrici se nominantis Regem Henricum Quintum habebant, excercebant, utebantur, vel legitime gaudebant; ac etiam quod in eodem ducatu omnia talia libertates, franchesiæ, consuetudines, privilegia, et jurisdictiones excerceantur, habeantur, et occupentur, qualia in eodem ante dictum quartum diem Marcii legitime usitata fuerunt, et quod offi-

Digitized by Google

sent of the Lords Spiritual and Temporal, and of the Commons of our realm of England in our present parliament assembled, and by the authority of the same, it is ordained and established that Henry, late called King Henry the Sixth, should forfeit to us and our Crown of England all the castles, manors, lordships, towns, townships, honors, lands, tenements, rents, services, fee-farms, knights' fees, advowsons, hereditaments, and possessions with their appurtenances, which he or any other to his use had on the third day of March last past, being of the duchy of Lancaster, or which were any parcel or member of the same duchy, or thereunto united or annexed in the first year of the reign of Henry, late called King Henry the Fifth, or at any time since,—have, by and with the same advice, assent, and authority ordained and established that the same manors, castles, lordships, honors, towns, townships, lands, tenements, rents, services, fee-farms, knights' fees, advowsons, hereditaments, and possessions, with their appurtenances, in England, Wales, and Calais, and the marches thereof, shall make, and from the fourth day of March last past be the said Duchy of Lancaster corporate, and shall be called THE DUCHY OF LANCASTER; and that from the said fourth day of March we do seize, have, perceive, hold, and inherit all the same manors, castles, and other the premises, with their appurtenances, by the same name of THE DUCHY, and the same enjoy for ever to us and our heirs Kings of England, separate from all our other hereditaments. And that the county of Lancaster shall be a County Palatine; and that we and our heirs shall have, as parcel of the said Duchy, the same county of Lancaster as a county palatine, and a Seal, Chancellor, Justices, and Officers there for the same, and all manner of liberties, customs, *jura regalia*, and franchises justly and

Act declaring the forfeiture by Henry the Sixth, of his possessions of the Duchy of Lancaster to the Crown;

the said possessions from 4th March (A.D. 1461) shall be incorporated, and called "The Duchy of Lancaster;"

the King to hold the same to him and his heirs Kings of England.

The County of Lancaster a County Palatine—parcel of the Duchy—shall have a Seal, Chancellor, &c.

Digitized by Google

ciarii, ministri, tenentes et inhabitantes de vel in eodem ducatu, juxta eadem libertates, franchesias, custumas, privilegia et jurisdictiones tractentur et deducantur, incontrariumque non distringantur, arctentur, vel compellantur quovismodo. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Westmonasterium quarto die Novembris, anno regni nostri primo.

Digitized by Google

lawfully used in the same county palatine; and furthermore another seal called the Seal of the Duchy of Lancaster, and a Chancellor for the keeping thereof, and Officers and Councillors for the rule and governance of the same duchy, and of the particular officers, ministers, tenants, and inhabitants thereof, in as great, ample, and large a form as Henry, calling himself Henry the Fifth, at any time lawfully had, exercised, and enjoyed in the same; and that by the same authority the said officers and ministers, and also the tenants and inhabitants of and in the same Duchy shall have and exercise all such and the like liberties, franchises, privileges, and customs, and the same enjoy and use, as and which the officers, ministers, tenants, and inhabitants of the same duchy lawfully had, exercised, used, or enjoyed in the time of Henry calling himself King Henry the Fifth; and also that in the same duchy all such liberties, franchises, customs, privileges, and jurisdictions be exercised, had, and occupied, as before the said fourth day of March were lawfully used in the same; and that the officers, ministers, tenants, and inhabitants of or in the same duchy shall be treated and managed according to the same liberties, franchises, customs, privileges, and jurisdictions, and not be distressed, straitened, or compelled to the contrary thereof in anywise. In witness whereof we have caused these our letters to be made patent. Witness ourself at Westminster on the fourth day of November, in the first year of our reign.

another Seal called the Seal of the Duchy of Lancaster, and a Chancellor, &c.

The officers of the Duchy, and the tenants, shall enjoy all liberties, &c. as in the time of King Henry the Fifth.

Digitized by Google

XXXVIII.

Rotulus Parliamenti de anno quartodecimo Regis Edwardi Quarti.

Reassumptio Parliamenti.

Rot. Parl. 14 Edw. 4. n. 9. in Turr. Lond.

MEMORANDUM quod vicesimo tertio die Januarii dicto anno quartodecimo, ad quem diem præsens Parliamentum ut prædicitur fuit prorogatum, præfatus dominus Rex, ac Domini et Communes, in præsenti Parliamento apud Westmonasterium, locis consuetis, juxta mandatum regium sibi injunctum, negotia ejusdem Parliamenti tractaturi personaliter convenerunt, et sic de die in diem usque ad et in quartumdecimum diem Martii tunc proximo sequentis.

Actus Feoffamenti.

n. 11. 23rd Feb. 14 Edw. 4. A.D. 1475. Certain lands, parcel of the Duchy of Lancaster, put in feoffment for performance of the Will of King Edward the Fourth, his intention being to cross the sea in person for recovery of the realm of France.

The Kyng, thorough the grete help of God, in whoos defense and tuition he putteth his hoole trust and affiaunce, entendeth in his roiall persone to passe over the see, ayenst his auncien ennemye of Fraunce, for the recovere of his oold enheritaunce of the corone and reame of Fraunce, the duchies of Normandie, Gascoigne, and Guyan, and for the defense of this his realme of Englond, and to reduce the same reame to his olde fame and renomes and prosperite: remembryng, as a Cristen Prynce, to provide and ordeigne for contentation of his dueties and other dyvers thynges and memoriall to be doon to the pleasure of God, and for the wele of his soule, and for the perfite execution, establisshement, and perfourmyng of the same, his Highnes, the xxiii day of the moneth of Fe-

Digitized by Google

verer, in the xiiii^th^ yere of his reigne, by th'advise and assent of the Lordes Spirituelx and Temporelx, and Comons, in this present Parlement assembled, and by auctorite of the same, willeth, ordeyneth, and enacteth, that Thomas cardynall archiebisshop of Canterbury, William bisshop of Ely, Richard bisshop of Sarum, Robert bisshop of Bath and Welles, Thomas bisshop of Lincoln, Henry erl of Essex, Antonie erle Ryvers, William lord Hastynges, John lord Dynham, maister John Russell, clerk, Keper of the Kynge's pryve seale, maister William Dudley, Dean of the Kyng's chapel, Thomas Burgh, knyght, William Parre, knyght, Thomas Mongomery, knyght, maister John Gunthorp, clerk, Richard Fowler, and William Huse, fro the same xxiii day, have, hold, enyoie, and possede the bonour, castell, lordship, and manour of Tuttebury, with the membres and appurtenaunces, and all maners, lordships, londes, tenementes, rentes, and services, parcell of the Duchie of Lancastre, in the countees of Stafford and Derby, with their appurtenaunces: the castell, lordship, and manour of Kenelworth, parcell of the Duchie of Lancastre, in the counte of Warrewik, with th'appurtenaunces; the honour, castell, and manour of Leycestre, with the membres and appurtenaunces, and all other manours, londes and tenementes, rentes and services, parcell of the Duchie of Lancastre, in the countees of Leycestre, Warrewyk, and Northampton, with th'appurtenaunces: the honour, castell, lordship, and manour of Bolynbroke, with the membres and appurtenaunces, and all other manours, lordships, landes, tenementes, rentes, and services, parcell of the Duchie of Lancastre, in the counte of Lincoln, with th'appurtenaunces; the lordship and manour of Longbenyngton, parcell of the Duchie of Lancastre, in the counte of Lincoln, with th'

Digitized by Google

appurtenaunces: the honours, castles, lordships, and manours of Pountfret, Tikhull, Knaresburgh, and Pikeryng, with their membres and appurtenaunces, and all manours, lordships, londes, tenementes, rentes, and services, parcell of the Duchie of Lancastre, in the countees of York and Notyngham, with their appurtenaunces: the castell, lordship, and manour of Dunstanburgh, with the members and appurtenaunces, and all manours, lordships, londes, tenementes, rentes, and services, parcell of the Duchie of Lancastre, in the counte of Northumberlond, with their appurtenaunces, to theym and their heires for evere: to th'entent that the revenuez, prouffitez, and commoditees, comyng and growyng thereof, may and be emploied to the perfourmyng and executyng of the last Wille that his said Highnes shall make and ordeyne to be doon with the same honours, castels, manours, londes and tenementes, and other premisses, or with the prouffites, revenuez, and commoditees comyng and growyng of the same. And that it be ordeyned by the same auctorite, that after the same Wille perfourmed and executed, or elles if his seid Highnes declare and make no Wille concernyng the premysses, that then the said Thomas cardynall archiebisshop, bisshopes, erles, William lord Hastynges, John lord Dynham, maister John Russell, clerk, Keper of the Kyng's prive seale, maister William Dudley, Dean of the Kyng's chapell, Thomas Burgh, knyght, William Parre, knyght, Thomas Mongomery, knyght, maister John Gunthorp, clerk, Richard Fowler, and William Huse be and stond seased and feoffees of and in the said honours, castelx, lordshippes, manours, londes, tenementes, and other the premysses, to the use of his Highnes and his heires. And that it be ordeyned and stablisshed by the seid advis, assent, and auctorite, that all the same honours, castelx, lordshippes,

The Will performed, or in case the King shall declare no Will concerning the premises, feoffees to be seized thereof to use of the King and his heirs;

same to continue in their hands as parcel of the Duchy, with all libertles,

Digitized by Google

maners, londes, tenementes, and other the premisses, with their appurtenaunces, stond and be, contynue and remayne, in the possession of the said Thomas cardynall, bisshopes, erles, William lord Hastynges, John lord Dynham, maister John Russell, clerk, Keper of the Kynge's prive seale, maister William Dudley, Dean of the Kyng's chapell, Thomas Burgh, knyght, William Parre, knyght, Thomas Mongomery, knyght, maister John Gunthorp, clerk, Richard Fowler, and William Huse, parcell of the Duchie of Lancastre, and be called, reputed, and taken parcell therof, havyng and usyng all liberties, fredoms, fraunchises, profittes, commoditees, and availes as have been had and used in the same; and that all Officers and Governours of the said Duchie stonde, remayne, and abide Officers and Governours therof, havyng such astate and interesse theryn as they nowe have, usyng, exercisyng, and occupiyng their said offices, with all fees, wages, prouffites, and advayles perteynyng and belongyng to the same and every of theym, as they did and had, and myght have had and doon, afore the makyng hereof. And that all leeses and dymyses, grauntes of offices, fees, annuytees, presentations, and advousons be made from hensforth, duryng the lyf of oure said Sovereigne Lord, in his oune name, by waraunt from his Highnes, and under the Seale of his said Duchie nowe beyng the Seale therof, as it hath been used and accustumed in tyme passed. And that it be ordeyned by the said auctorite, that the said Thomas cardynall, bisshoppes, erles, William lord Hastynges, John lord Dynham, maister John Russell, clerk, Keper of the Kyng's prive seale, maister William Dudley, Dean of the Kyng's chapell, Thomas Burgh, knyght, William Parre, knyght, Thomas Mongomery, knyght, maister John Gunthorp, clerk, Rich-

&c., and under rule of the Duchy Officers.

All leases, grants of offices, &c. during the King's life to pass in the King's own name, by warrant and under the Duchy Seal.

Feoffees to hold the premises to said intent, notwithstanding any lease, &c.

Digitized by Google

ard Fowler, and William Huse, and the lengest lyfyng of theym, have, possede, hold, and enyoie all the premisses, to theym and their heires, to th'entent and behove aboveseid; any leese, graunte, or other thyng had, made, or doon, of or in the premisses or any part therof, by oure said Sovereigne Lord in his lyfe, or of the said Officers in his name, notwithstondyng. And that all Officers and Governours of and in the same, the tyme of the diyng of oure seid Sovereigne Lord, stond, remayne, and abide Officers and Governours, accordyng to their title and interesse in theym. And that fro thensforth all leses, dimyses, grauntes of offices, fees, annuytees, presentations, and advousons be made in the names of the same Thomas cardynall, bisshops, erles, William lord Hastynges, John lord Dynham, maister John Russell, clerk, Keper of the Kyng's pryve seale, maister William Dudley, Dean of the Kyng's chapell, Thomas Burgh, knyght, William Parre, knyght, Thomas Mongomery, knyght, maister John Gunthorp, clerk, Richard Fowler, and William Huse, or the lengest lyfyng of theym, by waraunt, and under the Seale of the said Duchie; and that every such lese, dymyse, graunt, and presentation made under the said Seale be as goode, effectuell, and avaylable in the lawe as though it were made by the said Thomas cardynall, bisshops, erles, William lord Hastynges, John lord Dynham, maister John Russell, clerk, Keper of the Kyng's pryve seale, maister William Dudley, Dean of the Kyng's chapell, Thomas Burgh, knyght, William Parre, knyght, Thomas Mongomery, knyght, maister John Gunthorp, clerk, Richard Fowler, and William Huse under their sealx. Savyng to Elizabeth Quene of Englond such right, title, and interest in and of the premisses as she hath in the same

All officers at time of the King's death to continue,

and all leases, grants, &c. thenceforth to be made in name of feoffees by warrant and under the Duchy Seal;

same to be as good in law as though made under seals of feoffees.

Saving to the Queen.

Digitized by Google

or any part therof. Savyng also to all other the Kyng's liege people such title, right, action, and interesse in and of the premysses as they shuld have had if this Acte had not be made. And, overe this, it is ordeyned by the said auctorite, that if eny of the seid feoffes dye, or make estate in or of any of the premisses, that then all services and rentes due to the Kyng, or to eny of the seid feoffes, by reason or cause of any of the premysses, afore the makyng of this Acte, be of like effecte and condition as this Acte had never be made.

General Saving.

Proviso in case of death of feoffees.

Digitized by Google

XXXIX.

Rotulus Parliamenti de anno quartodecimo Regis Edwardi Quarti.

Rot. Parl. 14 Edw. 4. n. 56. m. 3. in Turr. Lond.

ITEM, vicesimo tertio die Januarii anno dicti Domini Regis quartodecimo, ad quem diem præsens Parliamentum per diversas prorogationes, prout superius liquet de recordo, extitit continuatum, Petitio et Actus Communes diversi in præsenti Parliamento similiter exhibiti, tractati, et expediti fuerunt, quorum tenores, cum suis responsionibus, hic inferius annotantur.

1st March, 14 Edw. 4. A.D. 1475. That the ordinance made 6th Oct. A.D. 1473, for payment of the King's debts (assigned by Patent Bill or Tally on the possessions of the Duchy of Lancaster, &c.), upon proof of good ground to be given to the Barons of the Exchequer before the Quinzaine of Easter, A.D. 1475, shall continue in force until 26th May, A.D. 1475.

PRAYEN the Comons in this present Parlement* assembled, that where in the same Parlement, begon and holde at Westminster the VI^th^ day of Octobre, the XII^th^ yere of your reigne, Sovereigne Lord, and by dyvers prorogations unto the VI^th^ day of Octobre, the XIII^th^ yere of your said reigne, contynued, grete multitude of assignementes, aswell by letters patentes of you, Sovereigne Lord, tailles, debentours, and other billes levied and reared at the receipt of your Eschequer or otherwise, as by billes under the seale or seales beyng in the same receipt ordeyned for assignations to be made uppon the possessions of the Duchie of Lancastre, Wales, Duchie of York, and Erldom of Marche, aswell for your Houshold and Warderobe, and for your Werkes, as for many and dyvers sommes of money, in tymes of dyvers

* See the Act of Resumption in this Parliament, (begun 6th Oct. 12 Edw. 4, and prorogued to the 6th October, 13 Edw. 4,) Parliament Rolls, vol. vi. p. 71.

Digitized by Google

persones late Tresorers of Englond, sithen the first day of your reigne dyversly have be made; grete part of the which assignations, by bille and otherwyse, inordinatly and withoute grounde of duetie have be had and made, as it is understoud: It was then therfore ordeyned, by th'advis and assent of the Lordes Spirituelx and Temporelx, and Commens, in the same Parlement, the said vith day of Octobre in the said xiiith yere assembled, and by auctorite of the same, that, afore the xv^{me} of Ester then next to come, open proclamation shuld be made within every shire of this reame, in every market toune within the same shire, by the shireff or shirefs of the same shire or shires for the tyme beyng, and every shiref duely shuld make the proclamation in that partie, and the writte therof duely shuld serve and retourne at the day of retourne of the same, upon the payne to forfett to you, Sovereigne Lord, at every defaute, c li.; that every persone and persones havyng any patent, taille, or bille made, reared, or assigned before the first day of Decembre in the xth yere of your reigne, for any somme or sommes of money conteyned or specified in any of the same, shuld appiere before the Barons of your Eschequer at Westminster in his propre persone, or by his attorney or servaunt having sufficiaunt auctorite of hym, afore the xv^{me} of Ester the which shuld be in the yere of oure Lord God M.CCCCLXXV, the which xv^{me} of Ester is the xv^{e} of Ester nowe next to come, there to shewe and prove that the sommes of money conteyned and specified in his or their patent, taille, or bille was by or uppon any true grounde or cause due by you, Sovereigne Lord, at the tyme of the makyng, rearyng, or assignement of the said patent, taille, or bille made, reared, or assigned, to the same persone or persones named in the same patent,

Digitized by Google

taille, or byll, or for your Houshold, your Chambre, Warderobe, your Werkes, or money to you lent for the Vitailer of Caleys, or any of theym, or for any other cause; that the said Barons, uppon due prove by their discretions had and made of any somme or sommes in any such taille or bille to be due by you, and at the tyme of the said prove made not payed, shuld have auctorite and power by the same Ordenaunce to certefie into the receipt of your Eschequer of the somme and sommes so proved due, and of the name or names of the persone or persones to whome the said somme or sommes so shal be proved to be due. And theruppon, by the said Ordenaunce, the Tresorer and Chamberleyns of your receipt for the tyme beyng, dyvyding severally the same duetie into xx^ti partes by evyn portions, withoute delaye or denyer, at your propre coste and charge, shuld reare there, make, and delyvere xx^ti tailles or billes accordyng, paiable yerely, ich after other, within xx^ti yere then next ensuyng, to have and receyve in such place or places, and under such fourme, as the Tresorer of Englond for the tyme beyng, with resonable agrement of the said persone and persones to whome such dette shuld be proved due, shuld be thought resonable. And as for such dueties as shuld be found due to any of the said persones afore the said Barons by reason of any such letters patentes, that the said Barons shuld certifie such dueties as they shuld fynde due by any such letters patentes made undre youre Grete Seale, to the Chaunceller of Englond for the tyme beyng; and such dueties as shuld be founde due to any persone afore the said Barons, by any of your letters patentes made under your Seale of your Duchie of Lancastre, to the Chaunceller of the same Duchie for the tyme beyng: and then that every of the said Chauncellers,

Digitized by Google

for such sommes so to theym certefied, shuld doo make, at your cost and charge, to such persones as such dueties shuld be founde due to, letters patentes to receyve, have, or reteyne such sommes of money as shuld be to theym certefied, to be had, receyved, or reteyned yerely within xx^{ti} yeres then next ensuyng the date of the said letters patentes, rately as is aforesaid, in such place or places, grounde or groundes, as the same persones afore the said Ordenaunce were assigned or lymyted. And that the said tailles, billes and letters patentes, severally to be reared and made, shuld be and stond goode and effectuell in lawe, and preferred in payment afore any other payment by patent, taille or bille, or any other assignement or cause, reared, made, or had after the rearyng of the saide tailles. And that all the said letters patentes, tailles, billes, and every of theym, not shewed afore the said xv^{me} afore the said Barons, shuld be voide, and your Highnes, Sovereigne Lord, therof acquited and discharged. And also that all letters patentes, tailles, billes, and every of theym, shewed afore the said Barons, and before theym proved not to be made, reared, or assigned uppon true grounde or cause of duetie, in like wise shuld be voide, and ye, Sovereigne Lord, therof quite and discharged for evermore. The which forseid proclamations conteyned in the said Ordenaunce have not be duely made accordyng to the same Ordenaunce in dyvers parties of this your roialme, so that dyvers your lieges, to whome such dettes been due in that partie, have in no wise notise of the said Ordenaunce to come into your said Eschequer afore your said Barons, there to make their prove accordyng to the said Ordenaunce; and the said Ordenaunce was not certefied into your said Eschequer by grete space and longe tyme after the makyng of the same; and your said Barons, as

Digitized by Google

is to us your said Commens pleynly understoude, myght ne can not, for brevenes of tyme, examyne your lieges, for the grete multitude resortyng unto theym for that cause, sithen the said Ordenaunce made; and the said xv^me^ of Ester is so nygh, that it is full requisite and necessarie that the said Ordenaunce have longer tyme then to the same xv^me^.

Pleas it your said Highnes, the premisses considered, by th'advis and assent of the Lordes Spirituelx and Temporelx in this present Parlement assembled, and by the auctorite of the same, to ordeyne and establissh, this present first day of Marche, the xiiii^th^ yere of your blessed reigne, that the said late Ordenaunce, made the vi^th^ day of Octobre, the said xiii^th^ yere of your said reigne, touchyng the premysses, and everych thyng in the same late Ordenaunce conteyned, be and stond in strenght and vertue unto the xxvi day of May the which shal be in the yere of oure Lord God m.cccclxxv, although the execution of the premysses in the said Ordenaunce conteyned referre to be had and doon afore the said xv^e^ of Ester nowe next to come.

Responsio. Le Roy le voet.

Digitized by Google

XL.

Rotulus Parliamenti tenti apud Westmonasterium vicesimo die Januarii, anno regni Regis Edwardi Quarti vicesimo secundo.

Pro Rege. Tangens Ducatum Lancastriæ.

FORASMOCHE as by recouverees, fines, feoffements, and other states of landes, tenementes, hereditaments, made and had of trust by the tenaunts immediatly holdyng of the Kyng oure Soverayn Lord, or of other to his use, as of his Duchie of Lancastre, by knyghts' service, or of oure Soverain Lady the Quene by reason of eny manoirs or seigniories, parcell of the same Duchie, being in her hands, by like service, they not oonly have lost and daily lese the wardes and mariages of the heires of the same tenaunts, to whos use suche recouverees, fines, feffementes, and states bee soo made and had, but also the wardes of the same landes, tenementes, and hereditamentes, relieves and other proffits, which to thaim shuld belonge by the deth of their said tenaunts if suche recouverees, fines, feoffementes, and other states were not had ne made. Rot. Parl. 22 Edw. 4. n. 16. in Turr. Lond. 20th Jan. 22 Edw. 4. A.D. 1483.

It is therfore ordeyned, enacted, and establisshed, by auctorite of this present Parliament, that oure said Soverain Lord and his heires, and oure Soverayn Lady the Quene, severally have the warde of the body and mariage of every persone beeing within age to whos use th'interesse of fee symple or fee taill of eny lands, tenements, or hereditaments soo holden shall mowe growe or belonge as heires by the deth of any of his auncestres: And also the warde of all the lands, tenements, and hereditaments soo holden The King, in right of his Duchy of Lancaster, shall not be deprived of wardship and marriage, and reliefs, by reason of feoffments in trust, &c.

Digitized by Google

by reason of the same Duchie, or of eny parcell therof, of the Kyng or of his heires, or of eny other to thair use, or of the Quene, the which shall descende, or wherof th'interesse of fee symple or fee tail shall mowe growe or come to the same heires, or to their use, being within age, by the deth of the same auncestres; and that to be had and taken to oure said Soverayn Lord the Kyng and his heires, and to the Quene, severally, by wey of seasir, as if th'auncestres of the same heires had died sole seased of the same londes, tenements, and hereditaments, of estate of enheritaunce; any such recoverees, fines, feoffamentes, or stats of trust, as is beforesaid, had or made in any wise notwithstandyng. And in such cas, as if it happen eny suche heire to be of full age at the tyme of the deth of such his auncestres, then oure said Souverain Lord the Kyng, his heires, and the Quene, severally shall have relieves after the deth of such auncestres as soo held of thaim, or of other persones, as is before reherced, to the Kyng's use and behove, by knights' service; any such recouverees, fines, feoffementes, or states of trust, as before reherced, had or made in any wise notwithstandyng.

This Act not to be prejudicial to the performance of any Wills of lands.

PROVIDED alwey, that this present Acte extende nat to the lette, ne be prejudiciall to the perfourmyng of any Will of any persone made and declared, or hereafter to be made and declared, of the landes, tenementes, and hereditamentes aforesaid: Savyng to oure seid Soverayn Lorde the King and to his heires, and to oure Soverain Lady the Quene, severally, such resonable portion of the same landes, tenementes, and hereditamentes as shall be sufficient for the fyndyng of such heires duryng thair nonnage accordyng to their astate, degree, or condition, the same Willes notwithstandyng. And that immediatly after suche Willes perfourmed, the heires then being within age, oure

Saving to the King a reasonable portion of such lands for the finding of the heir during nonage;

and the wardship of the residue

Digitized by Google

said Soverayn Lorde the Kyng and his heires, and oure Soverayn Lady the Quene, severally may sease the residue of all the said landes and tenementes, and thaim to have in warde duryng the nonnage of the seid heires, in fourme abovesaid: Savyng also to oure said Soverayn Lord and his heires thair prerogatif for the warde of the body of any suche heires, this Acte natwithstandyng. And if the said heires within age be embesellid or alloigned by any persone or persones, so that the Kyng's Officers of his seid Duchie may not sease the bodies of the seid heires; that then, upon information yeven unto the Chaunceller of Englond for the tyme beyng by the Generall Attourney of the said Duchie, it shall be liefull to the Chaunceller of England to graunte asmany writts of Subpena out of the court of Chauncerie ayenst any persone or persones the which soo shall alloigne or embesille the seid heires, beying the Kyng's warde, as the seid Attourney shall require and desire in the Kyng's behalve, in like maner and forme as shuld be graunted out of the said court of Chauncerie ayenst thaim that alloigne or embesill the Kyng's warde, due to hym in the right of his Corone, after Office therof retourned into the seid court of Chauncerie: And in like wise the Attourney of the seid Quene to have the same auctorite of the premisses concernyng her right of the said Duchie of Lancastre. And also, by the seid advyse, assent, and auctorite, it is ordeyned, enacted, and establisshed, that if the Kyng's Attourney-Generall of his said Duchie of Lancastre for the tyme beyng put a bill into eny of the Kyng's courtes by wey of enformation, shewyng in the same to the court what and wherin the Kyng, or eny other to his use, shuld be unlawfully hurted or wronged in any thing to hym apperteynyng in the right of the same Duchie; that forthwith, at the request of the same Attour-

of the lands after performance of the will.

Saving of the King's prerogative for ward of the body.

Writs shall be granted out of Chancery against embezzlers of the King's ward in right of the Duchy in like manner as in right of the Crown.

The Judges in any of the King's Courts shall have power to award process by *capias*, on information of the Attorney-General of the Duchy.

Digitized by Google

ney, the justices of the same court where the said bill and enformation shall rest, shall have power uppon the same to awarde processe by Capias, and to make other such processes into every countie of Englond as by the cours of the lawe shuld be made upon that mater if ther were therupon due originall sued by th'ordre of the lawe, or such processe for the same as shuld be awarded for the Kyng for like offence doon to hym in the right of his Corone.

The King, in all actions and suits in right of the Duchy, shall recover damages as a subject.

And also, by the seid advys, assent, and auctorite, it is ordeyned and establisshed, that the Kyng, in all actions, suetes, and demaundes the which he shall sue and attaine in any of his courts, in and for any materes that shall apperteigne and belonge unto hym in the right of his seid Duchie of Lancastre, that he shall recouvere like damages in his seid suyts, actions, and demaundes as a commen persone of his subgetts shuld recovere in like actions by hym sued by the cours of the commen lawe: And in like wise the Quene to recovere damages in such actions as shall be sued by her by reason of the seid Duchie.

This Act to take effect from Easter, A.D. 1483.

And also, by the seid advys, assent, and auctorite, it is ordeigned, enacted, and establisshed, that thies present Actes begynne and take effect from the fest of Ester nex comyng.

Not to prejudice the Bishop of Norwich and others.

Provided alwey, that this Acte, ne any other Acte made or to be made in this present Parlement, extend not, ne in any wise be prejudiciall unto James nowe bishop of Norwich, ne to his successours, ner to John priour and covent of the cathedrall churche of Norwich, ner to their successours, ner to Thomas abbot and covent of Seint Benetts, ne to their successours, ne to any of theim, in or for any maner things to any of theym perteynyng or belongyng.

Digitized by Google

XLI.

Rotulus Parliamenti tenti apud Westmonasterium, septimo die Novembris, anno regni Regis Henrici Septimi primo.

Actus concernens annexationem Ducat' Lanc' Cornub' et al'.

Rot. Parl. 1 Hen. 7. n. 1. in the Rolls'Chapel.

ITEM, quædam alia billa, cum quadam cedula eidem annexa, exhibita fuit coram domino Rege in Parliamento prædicto, sub hiis verbis:

7th Nov. 1 Hen. 7. A.D. 1485.

Recital of Act of Feoffment of 23d Feb., 14 Edw. 4.

Where, in the Parliament begun and holden at Westminster, the sixt daie of Octobre, the xii^th^ yere of the reigne of Edward late King of Englond the iiii^th^, and by divers prorogacions unto the xxiii day of Fevrer, the xiiii^th^ yere of his reigne, continued, and then there holden, for certeine consideracions, by thadvyse and assent of the Lords Spirituelx and Temporelx, and Commons, in that Parliament assembled, and by the auctorite of the same, willed, ordeined and enacted, that Thomas Cardinall Archbishop of Canterbury, William Bishop of Ely, Richard Bishop of Sarum, Robert Bishop of Bath and Wells, Thomas Bishop of Lincolne, Henry Erle of Essex, Anthony Erle Rieviers, William Lord Hastinges, John Lord Dynham, Maister John Russell, Clerke, Keeper of the King's Privie Seale, Maister William Dudley, Deane of the King's Chappell, Thomas Burgh, Knight, William Parre, Knight, Thomas Mountgomery, Knight, Maister John Gunthorp, Clerke, Richard Fowler and William Huse, fro the same xxiii daie, have, hold, enjoy and possede the honour, castell, lordship and man-

Digitized by Google

nor of Tuttburie, with the members and appurtenances, and all mannors, lordships, lands, tenements, rents, and services, parcell of Duchie of Lancastre, in the countees of Stafford and Derbie, with the appurtenances; the castle, lordship and mannor of Kennellworth, parcell of the Duchie of Lancastre, in the countie of Warwick, with the appurtenances; the honour, castell and mannor of Leicestre, with the members and appurtenances, and all the mannors, lands and tenements, rents and services, parcell of the Duchie of Lancastre, in the counties of Leicestre, Warwicke and Northampton, with the appurtenances; the honour, castell, lordship and mannor of Bollingbrook, with the members and appurtenances, and all other mannors, lordships, lands, tenements, rents, and services, parcell of the Duchie of Lancastre, in the county of Lincolne, with the appurtenances; the lordship and mannor of Long Bennington, parcell of the Duchie of Lancastre, in the countie of Lincoln, with the appurtenances; the honors, castells, lordships and mannors of Pountfrete, Tykhull, Knaresburgh and Pykering, with theire members and appurtenances, and all mannors, lordships, lands, tenements, rents and services, parcell of the Duchie of Lancastre, in the counties of Yorke and Nottingham, with their appurtenances; the castell, lordship and mannor of Dunstanburgh, with the members and appurtenances, and all mannors, lordships, lands, tenements, rents and services, parcell of the Duchie of Lancastre, in the counte of Northumberland, with theyr appurtenances, to them and to theyr heires for ever: to the entent that the revenues, profites and commodities, cominge and growinge thereof, may be employed to the performinge and executing of the last Will that his said Highnesse shall make and ordeyn to

Digitized by Google

be doon with the same honors, castells, manors, landes and tenements, and other premisses, or with the proffitez, revenuez, and commodities cominge and growinge of the same. And that it be ordeined by the same auctorite, that after the same Will performed and executed, or else if his said Highnes declare and make no Will concerning the premisses; that thann the said Thomas Cardinal Archbishop, Bishoppes, Erles, William Lord Hastinges, John Lord Dynham, Maister John Russell, Clerke, Keeper of the King's Privie Seale, Maister William Dudley, Deane of the King's Chappell, Thomas Burgh, Knight, William Parre, Knight, Thomas Mountgomerie, Knight, Maister John Gunthorpp, Clerke, Richard Fowler and William Huse, be and stand seised and Feoffees of and in the said honors, castells, lordshippes, mannors, lands, tenements, and other the premisses, to the use of his Highness and his heires. And that it be ordeined and established by the said advyse, assent and auctorite, that all the same honors, castles, lordshipps, mannors, lands, tenements, and other the premisses, with theyr appurtenances, stand and be, continue and remaine, in the possession of the said Thomas Cardinal, Bishops, Erles, William Lord Hastinges, John Dynham, Maister John Russell, Clerke, Keeper of the King's Privie Seale, Master William Dudley, Dean of the King's Chapell, Thomas Burgh, Knight, William Parr, Knight, Thomas Mountgomerie, Knight, Maister John Gunthorp, Clerke, Richard Fowler and William Huse, parcell of the Duchie of Lancastre, and be called, reputed, and taken parcell thereof, haveing and useing all liberties, freedomes, franchises, proffitz, commodities, and availes as have been had and used in the same. And that all Officers and Governours of the said Duchie stand, remaine, and abyde Of-

Digitized by Google

ficers and Governours thereof, haveing such estate and interesse therein as they now have, useinge, occupieinge, and exerciseinge theire said offices, with all the fees, wages, proffitz, and availes perteining and belonging to the same, and every of theym, as they did and had, and might have had and doon, afore the makeing hereof. And that all leases and demises, graunts and offices, fees, annuities, presentacions, and advowsons be made from henceforth, dureing the lyfe of oure said Soveraigne Lord, in his owne name, by warrant from his Highnes, and under the seale of his said Duchie, nowe being the seale thereof, as it hath been used and accustumed in tyme past. And that it be ordeined by the said auctoritie, that the said Thomas Cardinal, Bishops, Erles, William Lord Hastinges, John Lord Dynham, Maister John Russell, Clerke, Keeper of the King's Privie Seale, Maister William Dudley, Deane of the King's Chappell, Thomas Burgh, Knight, William Parr, Knight, Thomas Montgomerie, Knight, Maister John Gunthorp, Clerke, Richard Fowler and William Huse, and the longest living of them, have, possede, hold, and enjoye all the premisses, to theyme and theire heires, to the entent and behoofe abovesaid; any lease, graunt, or other thyng had, made, or done, of or in the premisses or any parte thereof, by oure said Soveraigne Lord in his lyfe, or any of the said officers in his name, notwithstandinge. And that all Officers and Governours of and in the same, the tyme of the dyeinge of oure said Soveraigne Lord, stand, remaine, and abyde Officers and Governours, according to theire title and interesse in theym. And that from henceforth all leases, demises, graunts of offices, fees, annuities, presentacions, and advowsons, to be made in the names of the said

Digitized by Google

Thomas Cardinal, Bishops, Erles, William Lord Hastinges, John Lord Dynham, Maister John Russell, Clerk, Keeper of the Kinges Privie Seale, Maister William Dudley, Deane of the Kinges Chappell, Thomas Burgh, Knight, William Parre, Knight, Thomas Mountgomerie, Knight, Maister John Gunthorp, Clerke, Richard Fowler and William Huse, or the longest liveinge of them, by warrant under the seale of the said Duchie; and that every such lese, demise, graunt, and presentacione, made under the said seale, be as good, effectuall, and availlable in the lawe as though it were made by the said Thomas Cardinal, Bishops, Erles, William Lord Hastinges, John Lord Dynham, Maister John Russell, Clerke, Keeper of the King's Privie Seale, Maister William Dudley, Deane of the King's Chappell, Thomas Burgh, Knight, William Parre, Knight, Thomas Mountgomery, Knight, Master John Gunthorpe, Clerke, Richard Fowler and William Huse, under their seales: Savinge to Elizabeth Queene of England such right, title, and interesse, in and of the premisses, as she hath in the same, or any parte thereof; saveing allso to all other the Kinge's liege people such title, right, and action and interesse, in and of the premisses, as they should have had if this Act had not be made. And, over this, it is ordeined by the said auctoritie, that if any of the said Feoffees dye, or make estate in or of any of the premisses, that then all services and rents due to the Kinge, or to any of the seid Feoffees, by reason or cause of any of the premisses, afore the makinge of this Acte, be of like effect and condicione as thys Acte had never be made; as in the said Acte pleinly appereth. Be it enacted, ordeined, and established, by thadvyse and assent of the Lords Spirituelx and Temporelx and Commons, in this present

Digitized by Google

Repeal thereof from 21st August, A.D. 1485.

The lands late in hands of the Feoffees under said Act, the County Palatine of Lancaster, and all estates parcel of the Duchy (held by Kings Edward 4 and Richard 3), vested in King Hen. 7 and his heirs for ever;

with all liberties;

to be governed by like Officers and Seals, in as ample manner, separate from the Crown, as in times of King Henry 4, or any subsequent King.

Receivers and others shall be

Parliament assembled, and by auctoritie of the same, that the said Acte, and every thinge therein conteyned, be, fro' the xxi daie of August last past, void, repelled, anulled, and of noon effect. And, over that, by the same auctoritie, the King oure Soveraigne Lord have, hold, enjoye and possede, fro' the said xxi daie of August, to him and his heyres for evermore, all the honors, castells, lordshippes, mannors, lands, tenements, rents, revercions, services, possessions, and other hereditaments, with their appurtenances, in the said Acte conteyned, and the Counte Palatyne of Lancastre, and all honors, castells, lordshippes, mannors, lands, tenements, rents, revercions, services, possessions, and other hereditaments, with their appurtenances, that were parcell of the said Duchie of Lancastre, and in the hands or possession of the said Edward late Kinge of Englond, the iiiith daie of Marche, the first yere of his reigne, or any time after, or in the handes or possession of Richard the Third, late in dede and not of right Kinge of Englond, any time dureing his reigne, with all libertees, fredoms, franchises, and other thynges, as well to the said Counte Palatyne, or to any other of the premises apperteyninge or belonginge, and to be governed by like officers, and use like seales as aforetyme have been used and accustumed, in as ample and large manner, and in like manner and fourme and condicion, separat from the Corone of England and possessione of the same, as Henry the iiiith, Henry the vth, Henry the vith, the King's noble progenitours late Kings of thys roy^{me}, or the said Edward late Kinge, had and held, or any of the said Kings had or held; any Acte Statute before this made in any wyse notwithstandynge. And that every Free tenaunt, Receiver, Bailliffe, Reve, Farmer, and other Officer and Ministre of the

Digitized by Google

said Duchie, be severally charged and chargeable to oure said Soveraigne Lord, of all such receipts and sommes of money, in which he or they were charged or chargeable unto the said late Kings Edward or Richard, or either of theym, by reason of the said Duchie, not content ne paid to the said Kings, or either of them, nor to theyr Officers haveing auctoritie to receive the same, ne by the said Kings discharged, by lettres of pardon under the seale of the said Duchie, billes, tailles, assignments or grauntes, before the said XXI daie of August; and he to have and use like remedie for the recoverie of the same as the said late Kings, or either of them, had or might have had, and the defendants like answers as they had or might have had for theire discharge, in, of, and for the same; and that all offices of the said Duchie, which require actuall exercise, graunted by our said Soveraigne Lord the King, before thys present Acte, to any persone or persones, be as effectuell and availlable to the same g^auntes, and they to have and enjoye their offices, according to the tenour of their graunts and lettres patentis, as if the graunts were made unto theyme by oure said Soveraigne Lord after this present Acte; and all other graunts made or to be made to any persone, giveing auctorite to hym to make or depute any Officer or Officers of the said Duchie, be utterly void and of noon effect: Saveing to all the King's liege people, other than the said Cardinal and other with him abovenamed, and theyre heyres clayminge by the said Acte, and the heires of the said late Kings Edward and Richard, such tytle, right, accione, and interesse as they had or should have had if thys present Act had not be made.

chargeable to the King for all monies due to the late Kings Edward or Richard.

The King to have like remedy for recovery thereof, and the defendants like answers for their discharge.

All grants of offices requiring actual exercise, made by the King before this Act, shall be as valid as if made since;

all other grants to officers acting by deputy shall be void.

Saving of rights.

* * * * *

Digitized by Google

Tenor vero cedulæ sequitur sub hac serie verborum:

Proviso for Cecily, Duchess of York.

Provided allwey, that any Acte of Resumpcion, or any other Acte made or to be made in thys present Parliament, be not in eny wise hurtefull ne prejudiciall to oure well-beloved cousin Cecile Duchesse of York, ne to the hurte ne voydeing to or of eny lettres patents made to the same Duchesse, ne extend ne touche to the hurte or prejudice of her, in, to, or of enie castelles, lordshippes, mannors, londes, tenements and possessions, or any parcell of theyme, the which the same Duchesse had and possessed, the last daie of the reigne of King Edward the Fourth.

Quæ quidem Billa, cum cedula, Communibus in dicto Parliamento existentibus transportata fuit; cui quidem Billæ iidem Communes assensum suum præbuerunt in forma sequenti:

A ceste Bille les Communes sount assentuz.

Et cedulæ prædictæ iidem Communes similiter assensum suum dederunt sub hiis verbis:

A ceste cedule les Communes sount assentuz.

Quibus quidem Billa, cedula et assensu, coram domino Rege in Parliamento prædicto lectis, auditis, et plenius intellectis, de avisamento et assensu Dominorum Spiritualium et Temporalium, in dicto Parliamento similiter existentium, ac Communitatis prædictæ, necnon auctoritate ejusdem, eisdem Billæ et cedulæ respondebatur sub eo qui sequitur tenore verborum:

Assent.

Le Roy le voet en toutz pointz.

Digitized by Google

XLII.

Ex Rotulo Parliamenti de anno regni Regis Henrici Septimi septimo.

Statutes made in the session of Parliament begun to be holden at Westminster, on Monday the seventeenth day of October, in the seventh year of the reign of King Henry VII. chapter xii.

De Feoffamento Regis.

17th Oct. 7 Hen. 7. A.D. 1491.

[See the printed Statutes of the Realm, 7 Henry VII. chap. xii.—Sec. I. Intended departure of the King into France, to war; the honor of Lancaster and Clithero, and divers other lordships, &c. parcel of the Duchy of Lancaster, limited to feoffees to the use of the King's will.—Sec. II. After performance of the said will, or if no will, feoffees shall be seized to the use of the King and his heirs.—Sec. III. The same premises shall continue to be parcel of the Duchy of Lancaster. All officers and governors of the Duchy shall remain, with their fees, &c. Feoffments, leases, &c., to be made during the King's life, shall be good.—Sec. IV. Assurance to the feoffees, notwithstanding leases and grants. At the time of the King's death officers shall remain; and feoffments, leases, &c., afterwards shall be made in the name of the feoffees. —Sec. V. Rents and services shall be payable to the King during his life, with wards, marriages, and reliefs; and after his death to the feoffees. The King may levy arrears. All actions shall be in his name.]

Digitized by Google

XLIII.

Ex Rotulo Parliamenti de anno regni Regis Henrici Septimi decimo nono.

Statutes made in the session of Parliament begun to be holden at Westminster, on Thursday the twenty-fifth day of January, in the nineteenth year of the reign of King Henry VII. chapter xxv.

De Feoffamento per Regem facto.

25th Jan. 19 Hen. 7. A.D. 1504.

[See the printed Statutes of the Realm, 19 Hen. VII. chap. xxv.—Sec. I. Recital of stat. 7 Hen. VII. c. 12, § 1, 2, for limiting estates to feoffees, to the use of the King's will; decease of several of the said feoffees; new feoffees appointed; such feoffees shall be seized, jointly with the survivors of the former feoffees, to the uses of the recited Act.—Sec. II. Succeeding Archbishops, &c. shall become feoffees in the stead of their predecessors.]

Digitized by Google

XLIV.

Ex Rotulo Parliamenti de anno regni Regis Henrici Octavi tricesimo tertio.

STATUTES made in the session of Parliament begun to be holden at Westminster, on the sixteenth day of January, in the thirty-third year of King Henry VIII. chapter xxii.

AN ACT CONCERNING THE ORDER OF WARDS AND LIVERIES.

16th Jan. 33 Hen. 8. A.D. 1542.

[See the printed Statutes of the Realm, 33 Henry VIII. chap. xxii.—SEC. I. Recital of stat. 32 Henry VIII. c. 46, for erecting the Court of Wards; expediency of inrolling indentures of livery there, &c. Office of the Master of the Liveries united to the said court, which shall be called the Court of Wards and Liveries.—SEC. II. Surveyor of the Liveries the Second officer of the court; King's Attorney the Third officer, &c.—SEC. III. Clerk of the Liveries for making indentures, &c. Oath of the Surveyor of the Liveries. —SEC. IV. Oath of Clerk of the Liveries. All liveries shall be in the survey of the said court.—SEC. V. None shall sue livery of lands above *5l.* per annum before inquest of office found, or upon warrant from the said court: fees upon such inquests.—SEC. VI. Such inquests of office shall be duly returned, and transcripts made into the Court of Wards, &c.—SEC. VII. Master of the Wards, &c. may agree with

Digitized by Google

the parties, and take security for liveries; warrant to the Chancellor, &c. for suing livery.—SEC. VIII. Fees to officers on suing of liveries.—SEC. IX. General livery may be sued of lands not exceeding 20*l.* a-year.—SEC. X. Fees on suing general livery of such lands.—SEC. XI. Fees in Exchequer on respiting homage, &c. Ascertaining value of lands.—SEC. XII. Penalty on Escheators neglecting to execute their office, 20*l.*—SEC. XIII. Escheators shall not take inquests of lands above 5*l.* per annum without the King's writ, penalty 5*l.*; nor take more than certain fees on inquests of lands not exceeding 5*l.*, penalty 5*l.* Penalty on officers refusing to receive inquests returned, 5*l.* —SEC. XIV. Penalty on Surveyor, &c. concealing the King's profits, double value.—SEC. XV. Master of the Wards, &c. may take recognisances; and, with the advice of the court, mitigate the same, if forfeited; and set fines, leviable by scire facias, as under stat. 27 Henry VIII. c. 27, and may commit offenders for contempt, &c. and may cancel recognisances.—SEC. XVI. How general livery may be sued without office found, of lands not exceeding 5*l.* per annum.—SEC. XVII. Patents for such livery shall be sued within three months after warrant for the same. —SEC. XVIII. Transcripts of inquests shall be certified into the Exchequer in Michaelmas and Easter terms.]

Sec. XIX. Proviso for liberties of the Duchy of Lancaster.

Provided alwayes that this Acte, nor any thinge therein conteyned, shall in anywise extende to be prejudiciall or hurtfull to anye royalties, libertyes, franchises, privileges, prehemynences, and jurisdiccions of the Countye Palantyne and Duchy of Lancaster, or of any of them; but that the same royalties, libertyes, franchises, privileges, prehemynences, and jurisdiccions, and everie of

Digitized by Google

them, shall still contynue and remayne to the Countie Palantyne and Duchy of Lancaster, as fully, plenarly, and holye as they did before the makinge of this Acte; any thinge in the same Acte conteyned to the contrarie notwithstandinge.

Digitized by Google

XLV.

Ex Rotulo Parliamenti de anno regni Regis Henrici Octavi tricesimo septimo.

STATUTES made in the Parliament begun and holden at Westminster, on the twenty-third day of November, in the thirty-seventh year of the reign of King Henry VIII. chapter xvi.

AN ACT FOR ANNEXING LANDS TO THE DUCHY OF LANCASTER.

23rd Nov. 37 Hen. 8. A.D. 1545.

[See the printed Statutes of the Realm, 37 Henry VIII. chap. xvi.—SEC. I. Decrease of the revenues of the Duchy of Lancaster. The King seized of certain manors, &c. at Rippon in Yorkshire, &c.; the said lordship and manor, &c. of Rippon, and divers parcels of lands within the circuit of certain Duchy parks (but not theretofore parcel thereof), the vaccary in the forest of Ashdown in Sussex (late parcel of the dissolved monastery of Michelham), annexed to the said Duchy of Lancaster, and shall be managed, &c. as other lands of the said Duchy.—SEC. II. Rents of the said manor of Rippon, &c. shall be received and accounted for as Duchy lands.—SEC. III. Conveyance by the Archbishop of York to the King by indenture, 6 Feb. 36 Henry VIII., of the said manor of Rippon and several others: the said manors, &c. assured to the King against the Archbishop and the Dean and Chapter of the see of York.—SEC. IV. Like assurance to the King of

Digitized by Google

several manors, &c., conveyed to him by the Archbishop and Dean and Chapter of Canterbury.—Sec. V. The manors of Chelmsford and Crandon in Essex conveyed to the King by the Bishop of London by deed, 3 Sept. 37 Henry VIII.; and the manor of Crondon by the King to Sir W. Peter, 2 October, 37 Henry VIII. The said manor of Chelmsford assured to the King.—Sec. VI. Manor of Crondon assured to the said Sir W. Peter. —Sec. VII. General saving for titles of strangers.— Sec. VIII. Lands mentioned in this Act, and not appropriated to the Duchy, shall be under the Court of Augmentations.—Sec. IX. Proviso for payment of rents out of lands, &c. during the unity of possession thereof in the Crown.]

Digitized by Google

XLVI.

Ex Rotulo Parliamenti de anno regni Regis Edwardi Sexti primo.

STATUTES made in the session of Parliament begun to be holden at Westminster, on the fourth day of November in the first year of the reign of King Edward VI. chapter xiv.

AN ACT WHEREBY CERTAIN CHANTRIES, COLLEGES, FREE CHAPELS, AND THE POSSESSIONS OF THE SAME, BE GIVEN TO THE KING'S MAJESTY.

4th Nov. 1 Edw. 6. A.D. 1547.

[See the printed Statutes of the Realm, 1 Edward VI. chap. xiv.—SEC. I. Superstition of Masses for the Dead, supported by Chantries, &c. The revenues thereof better applied to schools, colleges, &c. Recital of stat. 37 Henry VIII. c. 4, for Dissolution of Colleges, Chantries, &c. The late King empowered to commission persons, during his life, to enter into the possessions of all Chantries, &c. All Colleges, free Chapels, and Chantries existing within five years preceding this Parliament, and not in the actual possession of the late or present King, (except such as shall be altered by the King's commission,) declared to be in the actual seizin and possession of the present King, with all their lands and revenues, without any office found, &c. —SEC. II. Lands, &c. given to Priests for years, shall be vested in the King for the remainder of such term of years. —SEC. III. On expiration of such term reversioners may enter, without suing livery, &c.—SEC. IV. Lands given for

Digitized by Google

maintenance of perpetual Obits, vested in the King.—SEC. V. Where part of profits of lands has been given for any perpetual Obit, the King shall have an annual rent-charge to the amount, with power of distress and entry for default of payment.—SEC. VI. All sums of money payable by Corporations for Priests, Obits, &c. vested in the King as rent-charges; with power of distress on all the lands of the Corporations; without office found.—SEC. VII. All Brotherhoods or Guilds, and their possessions, except Companies of Trade, vested in the King.—SEC. VIII. Commissioners to be appointed under the Great Seal; with power to survey all Lay Corporations, and to enquire of the revenues applicable to Priests, Obits, &c.; and of lands, &c. vested in the King by this Act; and to assign lands applicable to Grammar Schools; and to appoint and endow Vicars; and to assign lands for maintenance of additional Priests in any parish; and to make rules for Priests and Schoolmasters; and to assign yearly pensions for life to Deans, Priests, or poor persons dependent on dissolved Colleges, &c.; and to enquire of perpetual allowances to poor people, and make assignments for payment thereof; and also to apply lands for piers, sea-banks, &c. Annuities, pensions, &c. so allowed, shall be paid half-yearly by the King's receivers, &c.—SEC. IX. Commissioners shall make all assignments of such pensions, &c. favorably. All assignments and rules made by Commissioners declared valid. —SEC. X. Pensions, &c. shall not exceed annual amount of former advantages.—SEC. XI. Pensions, &c. shall cease, on promotion of the parties.—SEC. XII. Commissioners shall, within one year, make certificate of all lands, &c. assigned by them under this Act.—SEC. XIII. Goods, plate, &c. of suppressed Colleges given to the King.—SEC. XIV. Debts of such Colleges, &c. shall be paid by

Digitized by Google

the King.—Sec. XV. Act shall not extend to Colleges in Cambridge or Oxford; nor to St. George's Chapel, Windsor; nor to Winchester and Eton; nor to Chapel in the Sea, in Ely; nor to Parochial Chapels of Ease; nor to any Cathedrals, or their lands, &c. except Chantries there existing within five years.—Sec. XVI. The King may alter Chantries in the Universities. [And see § XXXIII.]—Sec. XVII. General saving of rights of strangers. Saving of rents, duties, &c. reserved by patrons or founders, &c. of Colleges, &c. suppressed.—Sec. XVIII. Persons having sold lands vested in the King by this Act shall repay the money to the buyers, which shall be recoverable by action of debt.—Sec. XIX. Lands, &c. vested in the King by this Act shall be under the survey of the Court of Augmentations, &c.—Sec. XX. Leases by officers of suppressed Chantries, &c. not reserving the old rent, declared void. All other leases declared valid.—Sec. XXI. Act shall not extend to private lands or possessions of officers, &c. of Chantries suppressed; nor to lands or pensions granted to them by the King for life.—Sec. XXII. Patrons and others shall enjoy their yearly reserved rents, &c.—Sec. XXIII. Arrears of first fruits shall not be payable on suppressed promotions.—Sec. XXIV. Exchequer rents shall continue payable, notwithstanding unity of possession in the Crown.—Sec. XXV. Gifts of Colleges, &c. or their lands, &c. made to any persons by King Henry VIII. or King Edward VI. or by their licence, confirmed and declared valid.—Sec. XXVI. Gifts and grants by Deans, &c. of their spiritual promotions, and the possessions thereof, made to King Henry VIII. and King Edward VI.; all such gifts and grants declared valid.—Sec. XXVII. General saving of rights of others on such gifts and grants.—Sec. XXVIII. Not to extend to Parsons,

Digitized by Google

Vicars, &c.—Sec. XXIX. Proviso for Lord Cobham.—Sec. XXX. Proviso for Corporations.]

Sec XXXI. Lands of Chantries, &c. suppressed within the Duchy of Lancaster, shall be under survey of the Duchy Court, &c. Commissions as to Colleges, &c. within the Duchy shall be certified into the Duchy Court.

Provided allso, and be it enacted by thauctoritie aforesaide, that all suche of the saide Colleges, free Chappelles, Chaunteries, and other the premisses, being appointed and given to the Kinges Highnes by the auctoritye of this Acte, as be within the Duchie of Lancaster, and all mannours, landes, tenementes, and heredytamentes perteyninge or belonging to the same Colleges, free Chappelles, and Chaunteries, shall after the said feaste of Easter next cominge be within the surveye and order of the Courte of the Duchie of Lancaster, in suche manner and fourme as other the premisses be assigned or appointed by aucthoritie of this Acte to be in the surveye and order of the Courte of the Augmentacions and Revenues of the Kinges Crowne, or other courte to the King to be assigned; and that all commissions that hereafter shalbe awarded by vertewe and force of this Acte concerninge suche Colleges, free Chappelles, Chaunteries, and other the premisses as be within the saide Duchie of Lancaster, shalbe awarded under the Greate Seale of Englande, and shalbe certifyed into the saide Courte of the Duchie of Lancaster, anny thing abovesaide to the contrarie in anny wise notwithstanding.

[Sec. XXXII. Proviso for College or Chantry of Attleborough in Norfolk.—Sec. XXXIII. The King may alter Obits, and apply them to poor students, &c.—[See § XVI.] —Sec. XXXIV. No entry allowed on breach of condition for not finding a Priest, Obit, &c.—Sec. XXXV. Act shall not vest copyhold lands in the King; but they shall remain to the possessors for their maintenance.—Sec. XXXVI. Proviso for lands *bonâ fide* recovered against any Chantry,

Digitized by Google

&c.—Sec. XXXVII. All grants, licences, confirmations, and patents of Chantries, &c. made to any persons by King Henry VIII. or Edward VI. confirmed and declared valid. This Act, or stat. 37 Henry VIII. c. 4, shall not extend to Chantries, &c. so granted; but grantees shall hold the same under their grants.]

Digitized by Google

XLVII.

Ex Rotulo Parliamenti de annis regnorum Philippi Regis et Marie Regine secundo et tertio.

Statutes made in the Parliament holden at Westminster, on the twenty-first day of October, in the second and third years of the reign of King Philip and Queen Mary, chapter xx.

An Act for the enlarging of the Duchy of Lancaster.

21st Oct. 2 & 3 Phil. & Mary. A.D. 1555.

[See the printed Statutes of the Realm, 2 and 3 Phil. and Mary, chap. xx.—Sec. I. Decay of the revenues of the Duchy of Lancaster; all lands of the Duchy alienated at any time since 28th Jan. 1 Edw. VI., and since then re-vested in him or the present Queen, shall be re-united and annexed to the Duchy, as in their ancient estate; and shall pass under the Seal of the Duchy, &c.—Sec. II. Other lands may be annexed to the said Duchy by the Crown; and shall then be under survey of the Duchy Court, &c. in like manner as other lands of the Duchy.—Sec. III. General saving of titles of strangers.—Sec. IV. Ancient Crown lands, &c. shall not be annexed under this Act.—Sec. V. Rents shall be paid in the Duchy Court at Westminster; leases shall be sealed with the Duchy Seal.]

Digitized by Google

XLVIII.

Ex Orig. in Ducat. Lanc.

(Rot. Pat. p. 3. 4 & 5 Phil. & Mar. in the Rolls Chapel)

15th April, 4 & 5 Phil. & Mar. A.D. 1558.

PHILIPPUS ET MARIA, Dei gratia, Rex et Regina Angliæ, Hispaniarum, Franciæ, utriusque Siciliæ, Jerusalem, et Hiberniæ, Fidei Defensores, Archiduces Austriæ, Duces Burgundiæ, Mediolani et Brabantiæ, Comites Haspurgi, Flandriæ et Tirolis, omnibus ad quos præsentes literæ pervenerint, salutem. Cum per quoddam Statutum editum apud Westmonasterium vicesimo primo die Octobris annis regnorum nostrorum secundo et tertio inter alia inactitatum et ordinatum ac stabilitum existit auctoritate Parliamenti quod nos dicti Rex et Regina hæredes et successores nostri præfatæ Reginæ de tempore in tempus in posterum ad libitum et beneplacitum nostrum per literas nostras patentes magno sigillo nostro Angliæ sigillandas unire annectere limitare assignare et appunctuare possimus Ducatui nostro Lancastriæ aliqua honores castra dominia maneria terras tenementa et hæreditamenta nostra existentia et jacentia infra hoc regnum nostrum Angliæ pro ampliori et ulteriori augmentatione honoris et status ejusdem Ducatus. Et quod omnes et singulæ tales et hujusmodi annexationes limitationes et appunctuationes per nos præfatos Regem et Reginam vel per hæredes vel successores nostri præfatæ Reginæ de aliquibus honoribus castris dominiis maneriis terris tenementis et hæreditamentis dicto Ducatui Lancastriæ per aliquas literas nostras patentes sub magno sigillo Angliæ factas

Digitized by Google

XLVIII.

15th April, 4 & 5 Phil. & Mar. A.D. 1558.

PHILIP and MARY, by the grace of God, King and Queen of England, Spain, France, of both the Sicilies, Jerusalem, and Ireland, Defenders of the Faith, Archduke and Duchess of Austria, Duke and Duchess of Burgundy, Milan, and Brabant, Count and Countess of Hapsburg, Flanders, and the Tyrol, to all to whom the present letters shall come, greeting. Whereas by a certain statute published at Westminster on the twenty-first day of October in the second and third years of our reign, it is among other things enacted and ordained and established by the authority of Parliament that we the said King and Queen, the heirs and successors of us the aforesaid Queen, may from time to time hereafter at our will and pleasure be able by our letters patent to be sealed with our great seal of England to unite, annex, limit, assign, and appoint to our Duchy of Lancaster any our honors, castles, lordships, manors, lands, tenements, and hereditaments being and lying within this our realm of England, for the greater and farther augmentation of the honor and estate of the same Duchy. And that all and singular such and such-like annexations, limitations, and appointments made or to be made by us the aforesaid King and Queen, or by the heirs or successors of us the aforesaid Queen, of any honors, castles, lordships, manors, lands, tenements, and hereditaments to the said Duchy of Lancaster by any our

Letters Patent under the Great Seal of England, whereby certain manors, &c., in the counties of Hertford, Essex, Bucks, Suffolk, Sussex, Cambridge, and York, are annexed to the Duchy of Lancaster by the authority of the Act of 2nd and 3rd of Phil. and Mary.

Digitized by Google

vel fiendas erunt tam bonæ et efficaces in lege prout actæ fuerunt auctoritate Parliamenti. Ac ulterius ordinatum et inactitatum fuit quod omnia talia honores castra dominia maneria terræ tenementa et hæreditamenta jacentia et existentia in Comitatu Palentino Lancastriæ quæ prætextu et auctoritate aliquarum talium literarum patentium dicto Ducatui nostro Lancastriæ uniri et assignare [? assignari] contigerint essent a teste dictarum literarum patentium in ordinatione supervisione regimine gubernatione jurisdictione concessione et dimissione dicti Ducatus Lancastriæ pro tempore existentis, prout aliæ possessiones dicti Ducatus nostri Lancastriæ infra dictum Comitatum Palentinum Lancastriæ jacentes et existentes usi fuerunt et esse deberent. Et quod omnia alia honores castra dominia maneria terræ tenementa et hæreditamenta jacentia et existentia extra dictum Comitatum Palentinum Lancastriæ quæ dicto Ducatui virtute aliquarum talium literarum patentium uniri et annecti contigerint prætextu aliquarum talium literarum patentium a data et teste dictarum literarum patentium erunt infra ordinationem supervisionem regimen gubernationem jurisdictionem dimissionem et concessionem dicti Ducatus Lancastriæ, prout aliæ possessiones dicti Ducatus Lancastriæ jacentes et existentes extra prædictum Comitatum Palentinum Lancastriæ usi fuerunt et esse deberent, prout per Statutum prædictum inter alia plenius apparet. Sciatis quod nos præfati Rex et Regina pro ampliori augmentatione dicti Ducatus nostri Lancastriæ secundum effectum dicti Statuti sive Actus Parliamenti, ac juxta veram intentionem ejusdem Actus, pro nobis hæredibus et successoribus nostri præfatæ Reginæ, per has literas nostras patentes unimus annectimus limitamus et appunctuamus dicto Du-

Digitized by Google

letters patent under the great seal of England shall be as good and effectual in the law as if they were done by the authority of Parliament. And further it was ordained and enacted, that all such honors, castles, lordships, manors, lands, tenements, and hereditaments, lying and being in the County Palatine of Lancaster, as, by pretext and authority of any such letters patent, should happen to be united and assigned to our said Duchy of Lancaster, should be from the teste of the said letters patent within the order, survey, rule, governance, jurisdiction, setting, and letting of the said Duchy of Lancaster for the time being, as the other possessions of our said Duchy of Lancaster lying and being within the said County Palatine of Lancaster have been used and ought to be. And that all other honors, castles, lordships, manors, lands, tenements, and hereditaments lying and being without the said County Palatine of Lancaster, which by virtue of any such letters patent should happen to be united and annexed to the said Duchy, should, by pretext of any such letters patent, be, from the date and teste of the said letters patent, within the order, survey, rule, governance, jurisdiction, setting, and letting of the said Duchy of Lancaster, as other the possessions of the said Duchy of Lancaster lying and being without the aforesaid County Palatine of Lancaster have been used and ought to be, as by the statute aforesaid among other things more fully appears. Know ye that we the aforesaid King and Queen, for the farther augmentation of our said Duchy of Lancaster according to the effect of the said statute or act of parliament, and according to the true intent of the same act, do, for us, the heirs and successors of us the aforesaid Queen, by

Digitized by Google

catui nostro Lancastriæ omnia et singula honores castra dominia maneria terras tenementa boscos subboscos redditus reversiones servitia et hæreditamenta nostra cum eorum pertinentiis quæ postea sequuntur nominantur vel exprimuntur, cum omnibus libertatibus jurisdictionibus privilegiis et franchesiis in eisdem modo usitatis vel exercendis, videlicet, totum illud honorem manerium et dominium nostrum de Hunsden in comitatu nostro Hertfordiæ, cum suis juribus membris libertatibus et pertinentiis universis, ac omnia illa terras tenementa et hæreditamenta nostra vocata Parislandes jacentia et existentia in Hunsden prædicta et Estwicke, ac omnia illa dominia maneria terras tenementa redditus reversiones servitia et hæreditamenta nostra de Estwicke, More, Milkeley, Tibburse, Kendall, et Langley Regis, in dicto comitatu nostro Hertfordiæ, cum suis juribus membris libertatibus et pertinentiis universis;—ac omnia illa dominia maneria terras tenementa et hæreditamenta nostra de Lucton, Bradwell juxta mare, Mundenhall, Stamforde Ryvers, Stamfordhall, Traces, Bridges, et Piggesland, in parochia de Stamford Ryvers, ac Suttons, in parochia de Stapleford Tawney, ac dominia nostra de Coppidhall, Eppinge, Coggeshall, Dedhame, Langham, et Clare hall alias Clarett hall, in Asshen, in comitatu nostro Essexiæ, cum omnibus suis juribus membris libertatibus et pertinentiis universis;—ac totum illud manerium nostrum, ac omnia illa terras tenementa et hæreditamenta nostra de Olney in comitatu nostro Buckinghamiæ, cum suis juribus membris libertatibus et pertinentiis universis;—ac totum illud honorem dominium sive manerium nostrum de Clare in comitatu nostro Suffolciæ, cum suis juribus membris libertatibus et pertinentiis universis, ac omnia illa maneria terras tenementa redditus reversiones

Digitized by Google

these our letters patent, unite, annex, limit, and appoint to our said Duchy of Lancaster all and singular our honors, castles, lordships, manors, lands, tenements, woods, underwoods, rents, reversions, services, and hereditaments, with their appurtenances, which hereafter follow, are named or expressed, with all the liberties, jurisdictions, privileges, and franchises now used or to be exercised in the same, to wit, all that our honor, manor, and lordship of Hunsdon in our county of Hertford, with all its rights, members, liberties, and appurtenances, and all those our lands, tenements, and hereditaments, called Parislands, lying and being in Hunsdon aforesaid and Eastwick, and all those our lordships, manors, lands, tenements, rents, reversions, services, and hereditaments of Eastwick, More, Milkeley, Tibburse, Kendal, and King's Langley, in our said county of Hertford, with all their rights, members, liberties, and appurtenances;—and all those our lordships, manors, lands, tenements and hereditaments of Loughton, Bradwell near the Sea, Mundenhall, Stamford Rivers, Stamfordhall, Traces, Bridges, and Piggesland, in the parish of Stamford Rivers, and Suttons in the parish of Stapleford Tawney, and our lordships of Coppidhall, Epping, Coggeshall, Dedham, Langham, and Clare Hall, otherwise Clarett Hall, in Ashen in our county of Essex, with all and every their rights, members, liberties, and appurtenances;—and all that our manor, and all those our lands, tenements, and hereditaments of Olney in our county of Buckingham, with all their rights, members, liberties, and appurtenances;—and all that our honor, lordship, or manor of Clare in our county of Suffolk, with all its rights, members, liberties, and appurtenances; and all those our manors, lands, tenements, rents, reversions, and heredita-

Digitized by Google

servitia et hæreditamenta nostra de Clare Burgus, Erbury, Sudbury, Woodhall juxta Sudbury, Stoke juxta Clare, Chipleyhunden, Stratford, et Mildenhall, in dicto comitatu nostro Suffolciæ, cum suis juribus membris et pertinentiis universis, ac totam illam grangiam nostram de Mildenhall in dicto comitatu nostro Suffolciæ, cum suis juribus membris et pertinentiis universis, ac totum illum situm circuitum ambitum et precinctum nostrum nuper Collegii de Stoke in dicto comitatu nostro Suffolciæ, cum omnibus edificiis terris et solo infra eundem situm vel precinctum existentibus, ac cum omnibus aliis suis juribus membris et pertinentiis universis;—ac totum illud manerium nostrum de Langeney in comitatu nostro Sussexiæ, cum suis juribus membris et pertinentiis universis;—necnon totum illud manerium nostrum de Bassingeburne in comitatu nostro Cantabrigiæ, cum suis juribus membris et pertinentiis universis;—ac totum illud manerium nostrum, ac omnia illa terras tenementa et hæreditamenta nostra, de Wakefelde in comitatu nostro Eborum, cum suis juribus membris libertatibus et pertinentiis universis, ac omnia illa maneria terras tenementa et hæreditamenta nostra in Wakefelde, Sandall, Hipperholme, Ossett, Horburye, Rastricke, Stanley, Scamonden, Thornese, Sowerbye, Holmefrithe, et Alverthorpe, cum suis juribus membris et pertinentiis universis in dicto comitatu nostro Eborum. Ac insuper sciatis quod nos præfati Rex et Regina auctoritate prædicta pro nobis hæredibus et successoribus nostri præfatæ Reginæ per præsentes unimus annectimus limitamus assignamus et appunctuamus dicto Ducatui nostro Lancastriæ prædictæ omnia et singula prædicta honores dominia maneria terras tenementa redditus reversiones et hæreditamenta nostra

Digitized by Google

ments of Clare-borough, Erbury, Sudbury, Woodhall near Sudbury, Stoke near Clare, Chipleyhunden, Stratford and Mildenhall, in our said county of Suffolk, with all their rights, members, and appurtenances; and all that our grange of Mildenhall in our said county of Suffolk, with all its rights, members and appurtenances; and all that our site, circuit, environ, and precinct of the late College of Stoke in our said county of Suffolk, with all the buildings, lands, and ground being within the same site or precinct, and with all and every its other rights, members, and appurtenances;—and all that our manor of Langeney in our county of Sussex, with all its rights, members, and appurtenances;—also all that our manor of Bassingbourne in our county of Cambridge, with all its rights, members, and appurtenances;—and all that our manor, and all those our lands, tenements, and hereditaments of Wakefield in our county of York, with all their rights, members, liberties, and appurtenances; and all those our manors, lands, tenements, and hereditaments, in Wakefield, Sandall, Hipperholme, Ossett, Horbury, Rastrick, Stanley, Scammonden, Thornes, Sowerby, Holmfrith, and Alverthorpe, with all their rights, members, and appurtenances, in our said county of York. And know ye, moreover, that we the aforesaid King and Queen, by the authority aforesaid, do, for us, the heirs and successors of us the aforesaid Queen, by these presents unite, annex, limit, assign, and appoint to our said Duchy of Lancaster aforesaid all and singular the aforesaid honors, lordships, manors, lands, tenements, rents, reversions, and our hereditaments aforesaid, and all the lands, tenements, rents, reversions, services, meadows, feedings, pastures, woods, underwoods, advowsons, knights' fees, wardships, marriages, reliefs,

Digitized by Google

prædicta, ac omnia terras tenementa redditus reversiones servitia prata pascua pasturas boscos subboscos advocationes feoda militum warda maritagia relevia escaeta parcos chaceas forestas warrennas tolneta custumas ferias mercata nundinas curias letas visus franciplegii hundreda turnos proficua curiarum officia feodariorum nativos nativas et villanos cum eorum sequelis bona et catalla felonum fugitivorum felonum de se et in exigendo positorum thesaurum inventum deodanda et alia jura jurisdictiones franchesias libertates privilegia et alia hæreditamenta nostra quæcunque cujuscunque sunt generis naturæ seu speciei aut quibuscunque nominibus sciantur censeantur vel dignoscantur et in quibuscunque comitatibus regni nostri Angliæ existentia dictis honoribus dominiis maneriis et cæteris præmissis aut eorum alicui pertinentia sive spectantia vel cum eisdem seu eorum aliquo occupata dimissa seu locata aut quæ modo accepta reputata vel cognita existentia pro vel ut partes vel parcellæ eorundem sive eorum alicujus aut quæ reputata accepta habita cognita collecta seu computabilia existentia vel aliquo alio modo antehac usitata fuerunt ut partes membra vel parcellæ eorum aut eorum alicujus ac adeo plene libere et integre ac in tam amplis et consimilibus modo et forma et cum omnibus eisdem hujusmodi et consimilibus libertatibus franchesiis privilegiis jurisdictionibus commoditatibus et advantagiis prout ea omnia et singula in manibus et dispositione nostra jam existunt et prout ea omnia et singula modo usitata sunt ac prout ea omnia modo habemus et gaudemus. Quæquidem omnia prædicta honores castra dominia maneria terræ tenementa et cætera præmissa non excedunt clarum annuum valorem duarum mille librarum per annum nec sunt parcella antiquæ hære-

Digitized by Google

escheats, parks, chases, forests, warrens, tolls, customs, fairs, markets, market-places, courts-leet, views of frank-pledge, hundreds, tourns, profits of courts, offices of feodaries, bondmen and bondwomen and vilains, with their suit, the goods and chattels of felons, fugitives, felons of themselves, and of persons put in exigent, treasure trove, deodands, and other rights, jurisdictions, franchises, liberties, privileges, and other our hereditaments whatsoever, of whatever kind, nature, or species they are, or by whatever names they may be known, esteemed, or distinguished, and in whatever counties of our realm of England being, pertaining or belonging to the said honors, lordships, manors, and other the premises, or to any one of them, or occupied, demised, or let with the same or any one of them, or which being now accepted, reputed, or known for or as parts or parcels of the same or of any of them, or which being reputed, accepted, had, known, collected, or accountable, or in any other manner heretofore they were used as parts, members, or parcels of them or of any one of them, and as fully, freely, and completely, and in as ample and like manner and form, and with all the same, like, and similar liberties, franchises, privileges, jurisdictions, commodities, and advantages as they all and singular now exist in our hands and disposition, and as they all and singular are now used, and as we now have and enjoy them all. All which aforesaid honors, castles, lordships, manors, lands, tenements, and other premises do not exceed the clear yearly value of two thousand pounds by the year, nor are they parcel of the ancient inheritance of our Crown of England, nor parcel of the possessions of our Principality of Wales, nor parcel of our Duchy of Cornwall, nor parcel of our Earldom of

Digitized by Google

ditatis Coronæ nostræ Angliæ, nec parcella possessionum Principalitatis nostræ Walliæ, nec parcella Ducatus nostri Cornubiæ, nec parcella Comitatus nostri Cestriæ, nec sunt aliqua honores castra dominia maneria terræ tenementa vel hæreditamenta nostra situata jacentia vel existentia in comitatibus nostris Cestriæ et Flynt vel eorum altero. Et ulterius damus concedimus et appunctuamus dicto Ducatui nostro Lancastriæ omnia exitus et proficua omnium et singulorum prædictorum honorum maneriorum dominiorum terrarum tenementorum et cæterorum præmissorum a festo sancti Michaelis Archangeli ultimo præterito hucusque provenientia sive crescentia absque compoto seu aliquo alio nobis in Scaccario nostro hæredum vel successorum nostrorum vel alibi nisi solummodo et tantummodo in dicto Ducatu nostro Lancastriæ et per officiarios et ministros nostros Ducatus nostri Lancastriæ prædicti hæredum vel successorum nostri præfatæ Reginæ in Ducatu nostro Lancastriæ prædicto modo et forma prout in dicto Ducatu nostro Lancastriæ de aliis possessionibus et reventionibus ejusdem Ducatus nostri Lancastriæ usualiter nobis responsum existit fiendo vel reddendo. Ac insuper volumus et concedimus pro nobis hæredibus et successoribus nostri præfatæ Reginæ quod Thesaurarius, Barones, Auditores, Receptores et omnes alii officiarii et ministri nostri de Scaccario nostro hæredum et successorum nostri præfatæ Reginæ pro tempore existentes super solam demonstrationem harum literarum nostrarum patentium debitam allocationem exonerationem et deliberationem manifeste faciant et fieri causabunt omnium et singulorum præmissorum et omnium et singulorum exituum reventionum et proficuorum eorundem tam Cancellario et Concilio nostro quam aliis

Digitized by Google

Chester, nor are they any our honors, castles, lordships, manors, lands, tenements, or hereditaments situate, lying, or being in our counties of Chester and Flint or in either of them. And moreover we give, grant, and appoint to our said Duchy of Lancaster all the issues and profits of all and singular the aforesaid honors, manors, lordships, lands, tenements, and other the premises, arising and accruing from the feast of St. Michael the Archangel last past to the present time, without making or rendering to us an account or any other thing in the Exchequer of us, our heirs or successors, or elsewhere, except solely and only in our said Duchy of Lancaster, and by our officers and ministers of our aforesaid Duchy of Lancaster, or of the heirs or successors of us the aforesaid Queen in our aforesaid Duchy of Lancaster, in manner and form as is usually answered to us in our said Duchy of Lancaster respecting the other possessions and revenues of our same Duchy of Lancaster. And, moreover, we will and grant for us, the heirs and successors of us the aforesaid Queen, that the Treasurer, Barons, Auditors, and Receivers, and all other our officers and ministers for the time being of the Exchequer of us, the heirs and successors of us the aforesaid Queen, do, upon the mere shewing of these our letters patent, manifestly make and shall cause to be made due allowance, exoneration, and delivery of all and singular the premises, and of all and singular the issues, revenues, and profits of the same, from the said feast of St. Michael the Archangel last past, as well to our Chancellor and Council as to our other officers and ministers for the time being of our Duchy of Lancaster, or of the heirs and successors of us the aforesaid Queen, according to our true intent aforesaid, without

Digitized by Google

officiariis et ministris nostris Ducatus nostri Lancastriæ hæredum et successorum nostri præfatæ Reginæ pro tempore existentibus a dicto festo sancti Michaelis Archangeli ultimo præterito juxta veram intentionem nostram prædictam absque aliquo alio brevi seu warranto aut aliquo brevi de privato sigillo aut aliquo alio warranto in hac parte impetrando obtinendo seu prosequendo. Ac volumus ac per præsentes firmiter præcipimus dictis Thesaurario Baronibus et ministris nostris prædictis de Scaccario nostro prædicto quod nec ipsi nec eorum aliquis in posterum se intromittant sive intromittat cum aliquibus prædictis honoribus dominiis maneriis terris et tenementis seu præmissis aut de vel cum aliqua inde parcella aut cum proficuis exitibus redditibus et reventionibus eorundem aut eorum aliquo nec de receptione eorundem sive eorum alicujus quovismodo. Et hæ literæ nostræ patentes vel irrotulamentum eorundem erunt de tempore in tempus sufficiens warrantum et exoneratio tam dictis Thesaurario Baronibus Auditoribus et Receptoribus Scaccarii nostri hæredum et successorum nostri præfatæ Reginæ et eorum cuilibet quam omnibus aliis officiariis et ministris nostris in hac parte. Eo quod expressa mentio de vero valore annuo aut de aliquo alio valore aut certitudine præmissorum sive eorum alicujus aut de aliquibus aliis honoribus castris dominiis maneriis terris tenementis seu hæreditamentis per nos vel per aliquem progenitorum nostrorum præfatæ Reginæ prædicto Ducatui nostro Lancastriæ ante hæc tempora annexis unitis limitatis vel appunctuatis in præsentibus minime facta existit, aut aliquo statuto actu ordinatione provisione proclamatione sive restrictione in contrarium inde antehac habito facto edito ordinato seu proviso aut aliqua alia re causa vel materia quacunque in

Digitized by Google

requesting, obtaining, or suing out any other writ or warrant, or any writ of, privy seal or any other warrant in this behalf. And we will and by these presents do firmly command the said Treasurer, Barons, and our aforesaid ministers of our aforesaid Exchequer, that neither they nor any one of them do henceforth in any way intermeddle with any of the aforesaid honors, lordships, manors, lands and tenements, or premises, or respecting or with any parcel of the same, or with the profits, issues, rents, or revenues of the same or with any one of the same, nor with the receipt of the same or of any one of the same. And these our letters patent, or the enrolment of the same, shall be from time to time a sufficient warrant and exoneration in this behalf as well to the said Treasurer, Barons, Auditors, and Receivers of the Exchequer of us, the heirs and successors of us the aforesaid Queen, and every one of them, as to all other our officers and ministers. Albeit express mention of the true annual value, or of any other value or certainty of the premises or of any one of them, or of any other honors, castles, lordships, manors, lands, tenements or hereditaments heretofore annexed, united, limited, or appointed to our aforesaid Duchy of Lancaster by us or by any of the progenitors of us the aforesaid Queen, be not made in these presents, or any statute, act, ordinance, provision, proclamation, or restriction to the contrary thereof heretofore had, made, published, ordained, or provided, or any other thing, cause, or matter whatsoever in anywise notwithstanding. In witness whereof we have caused these our letters to be made patent. Witness ourselves at Westminster, on the fifteenth day of April in the fourth and fifth years of our reign. P. CORDELL.

Digitized by Google

aliquo non obstante. In cujus rei testimonium has literas nostras fieri fecimus patentes. Testibus nobis ipsis apud Westmonasterium quinto decimo die Aprilis annis regnorum nostrorum quarto et quinto. P. CORDELL.

Per ipsos Regem et Reginam et de data prædicta, &c.

"Examinatur per me Anthonium Hayforde Deputatum Valentini Browne Auditoris."

"Irrotulatur coram me Johanne Thomson Auditore pro maneriis, &c., in comitatibus Sussex' et Buck'."

"Irrotulatur in officio Auditoris Comitatus Eborum."

Digitized by Google

By the King and Queen themselves, and of the aforesaid date, &c.

"Examined by me, Anthony Hayforde, Deputy of Valentine Browne, Auditor.

"Enrolled before me, John Thomson, Auditor for the manors, &c., in the counties of Sussex and Buckingham.

"Enrolled in the office of the Auditor of the county of York."

Digitized by Google

Digitized by Google

INDEX.

A.

ABINGDON, Abbot of, 149.
Acquittance of tolls, &c., 2, 6, 22, 45, 77, 116, 156, 299.
Advowsons of churches, 37, 57, 88, 127, 310,—*see also* Presentations.
Agmondesham, manor of, 181.
Alban's, St., Abbot of, 148.
——— John Abbot of, 275.
Alban's, St., town of, 281.
Aldborough, manor of, 233, 248, 271.
Aldbourn, manor of, 221, 242, 265.
Allerton, wapentake of, 233, 247, 271.
Alred, Richard, 221, 224, 226, 228, 231.
Alverthorpe, manor of, 365.
Amercements, 1, 3, 7, 13, 15, 16, 20, 21, 23, 38, 41, 46, 58, 73, 78, 89, 94, 112, 117, 128, 133, 156, 295, 300, 311, 316.
Amercements of bailiffs,—*see* Bailiffs.
Andrewe, Richard, 221, 224, 226, 228, 230, 232, 247, 252, 253, 255, 270.
Anne, daughter and heir of Eleanor, one of the daughters and co-heirs of the Earl of Hereford, 172,—*see also* Stafford.
Arnold, manor of, 174, 177, 182.
Arundel, Richard Earl of, 4, 13, 15, 16, 18, 24, 31, 48, 54, 70, 72, 74, 79, 85, 98, 110, 111, 113, 119, 124, 137, 275, 293, 295, 296, 302, 307, 320.
Arundel, Thomas Earl of, 149.
Arundel, William Earl of, 275.
Asaph's, St., Thomas Bishop of, 252, 253.
Ashborne, manor and town of, 233.
Ashborne, wapentake of, 247, 270.
Ashdown, free chase of, 28, 51, 83, 122, 305.
Ashdown, forest of, 354.
Ascott, manor of, 176, 183.
Assay and assize of bread, — *see* Market, clerk of.
Attachment of pleas of the Crown, 2, 7, 19, 22, 45, 77, 97, 116, 136, 160, 300, 319.
Attleborough, college or chantry of, 359.
Attorney-General of the County Palatine,—*see* County Palatine.
Attorney-General of the Duchy of Lancaster,—*see* Lancaster, Duchy.
Auditors,—*see* Receivers.
Auditors of the Duchy of Lancaster,—*see* Lancaster, Duchy.
Aylsham, manor of, 28, 51, 82, 121, 222, 242, 265, 304.

B.

BADDOW, manor of, 175.
Bailiffs of liberties, 41.
——— fines and amercements of, for negligence, 60, 92, 97, 131, 136, 160, 314, 319.
Bardney, Abbot of, 149.
Bardolf, Lord, 218.
Barker, Thomas, 232, 247, 252, 253, 255, 270, 275, 276.
Barnoldwick, manor and lordship of, 226, 244, 267.
Bassingbourne, manor of, 365.
Bath and Wells, Henry Bishop of, 148.
——— John Bishop of, 24, 48, 79, 119, 302.
——— Robert Bishop of, 327, 341.
——— Thomas Bishop of, 221, 224, 226, 228, 232, 241, 247, 252, 253, 255, 264, 266, 270, 274, 275.
Battle, Abbot of, 149.

Digitized by Google

Beauchamp, John, 221, 224, 226, 228, 231.
——— Lord de, 232, 241, 247, 253, 255, 264, 266, 270, 275, 276.
Beauchamp, William, of Bergavenny, 149.
Beaumont, Henry Lord de, 149.
Beaumont, John Viscount, 221, 224, 226, 228, 230, 232, 241, 252, 253, 264, 266, 270.
Beeston, manor of, 229, 245, 268.
Benett's, St., Thomas Abbot and convent of, 340.
Bennington, Long, manor of, 176, 182.
Bere, John de la, 221, 224, 226, 228, 230.
Berkeley, Thomas de, 149.
Berks, county of, 182, 222, 224, 234, 242, 243, 248, 265, 266, 271.
Berwick, manor of, 224, 243, 266.
Bilton, park of, 233, 248, 271.
Blanche, one of the daughters and co-heirs of Henry Duke of Lancaster, and wife of John Duke of Lancaster, 12, 14, 21, 45, 71, 74, 102, 110, 113, 152, 285, 294, 296.
Blandford, manor of, 224, 243, 266.
Blaunchappulton (Whitechapel), 175.
Bodenham, hundred of, 183.
Bohun, Humphrey de, Earl of Hereford, Essex, and Northampton, 24, 31, 48, 54, 79, 85, 99, 119, 124, 151, 172, 182, 184, 192, 197, 302, 307, —*see also* Hereford.
Bohun, Joan de, Countess of Hereford, 184, 185, 195.
Bohun, Mary de, one of the daughters and co-heirs of Humphrey de Bohun, 99, 151, 172, 182, 187, 192; wife of Henry, son of John Duke of Lancaster, afterwards King Henry IV., 99.—Eleanor de Bohun, another daughter and co-heir, 172, 182, 187, 192; partition of the estates,—*see* Hereford, *and also* Stafford.
Bohun, William de, Earl of Northampton, 4, 185.
Bolingbrook, honor, castle, lordship, and manor of, 327, 342.
Bonvile, William Lord, 281.
Boroughbridge, mills of, 233, 248, 271.
Bourgchier, Bartholomew, Lord de, 149.
Bourgchier, Henry Viscount, 275.
Bradford, manor of, 233, 248, 271.
Bradwell, manor of, 364.
Brancepeth, church of, 27, 51, 82, 121, 304.
Brecknock, castle and manor of, 179, 183, 193.
Brecon castle, 192.
Brian, Guy de, 24, 48, 80, 119, 302.
Bridges, lordship of, 364.
Brittany, John Duke of, and Earl of Richmond, 26, 49, 80, 120, 303.
Brothercross, hundred of, 222, 242, 265.
Browne, Valentine, 369.
Broyn-llys, lordship of, 192, 193.
Buckingham, county of, 221, 242, 265, 364, 369.
Buklond, John de, 15, 72, 111, 295.
Burghill, hundred of, 183.
Burgh, Sir Thomas, Knight, 327, 341.
Burmarsh, marsh of, 181.
Burnell, Hugh Lord de, 149.
Bury St. Edmund's, Abbot of, 149.

C.

Caldicot, castle and manor of, 178, 182, 221, 241, 264.
Cambridge, county of, 28, 51, 82, 121, 222, 242, 265, 305, 365.
Cambridge, Edmond Earl of, 31, 41, 54, 61, 85, 92, 124, 131, 307, 314.
Camoys, Thomas Lord de, 149.
Canterbury, Archbishop of, 144, 203, 355.
Canterbury, Harry Archbishop of, 209.
Canterbury, John Archbishop of, 4, 221, 223, 226, 228, 232.
Canterbury, Simon Archbishop of, 13, 16, 17, 41, 61, 73, 92, 113, 131, 266, 314.
Canterbury, Thomas Archbishop of, 148, 252, 253, 274, 275.
Canterbury, Thomas Cardinal Archbishop of, 327, 341.
Canterbury, William Archbishop of, 31, 54, 70, 85, 98, 110, 124, 137, 293, 307, 320.
Canterbury, Dean and Chapter of, 355.
Cantreffcelly, lordship of, 192, 193.
Carlisle, William Bishop of, 148.
Carpenter, John, 221, 264.
——— Bishop of Wor-

Digitized by Google

cester, 230, 241,—*see also* Worcester, Bishop of.
Carreu, Nicholas, (Keeper of the King's Privy Seal,) 41, 61, 92, 131, 314.
Carriage, acquittance of, 2, 19, 42, 74, 113, 156, 296.
Castille and Leon, John King of, Duke of Lancaster,—*see* Lancaster.
Castle Donington, lordship and manor of, 229, 245, 268.
Cavendish, John de, 31, 54, 85, 125, 308.
Chamberlain of the Duchy of Lancaster,—*see* Lancaster, Duchy.
Chancellor of England, 155, 334, 339; or Treasurer, not to present to livings in the King's heritage of the Earldom of Hereford, 100; nor in the Duchy of Lancaster, 139, 155, 165, 323.
Chancellor of the Duchy of Lancaster,—*see* Lancaster, Duchy.
Chancellor of the County Palatine, —*see* County Palatine.
Chancery, court of, in the county of Lancaster,—*see* Lancaster.
Charleton, Edward de, of Powys, 149.
Charnels, John, 15, 72, 111, 295.
Chases, 37, 57, 88, 127, 310.
Chattels of felons and fugitives,—*see* Felons.
Chedworth, John, 232.
Chelmsford, manor of, 355.
Chester, county of, 33, 62, 66, 103, 105, 288, 367.
Chester, earldom of, 367.
Chester, Earl of, 10, 33, 62, 65, 68, 103, 105, 287, 288.
Chichester, Adam Bishop of, 232, —*see also* Moleyns.
Chichester, Robert Bishop of, 98, 137, 148, 320.
Chignal, manor of, 180.
Chipleyhunden, manor of, 365.
Chipping Lambourn, manor of, 224, 243, 266.
Chishall, view of frankpledge of, 175, 182.
Churches,—*see* Presentations, *and also* Advowsons.
Cirencester, Abbot of, 149.
Clare-borough, manor of, 365.
Clare Hall, otherwise Clarett Hall, lordship of, 364.
Clare, honor and manor of, 364.
Clarence, Lionel Duke of, 24, 48, 79, 119, 302.
Clarett Hall, otherwise Clare Hall, lordship of, 364.
Clere, Edmund, 218.
Clere, Robert, 218.
Clithero, honor of, 349.
Cloos, Nicholas, 232.
Clynton, William Lord de, 149.
Cobham, John, 149.
Cobham, Lord, 359.
Coggeshall, lordship of, 364.
Colchester, Abbot of St. John's at, 148.
Collingbourne, manor of, 224, 243, 266.
Coppidhall, lordship of, 364.
Cornwall, Duchy of, 200, 207, 366.
Coroners, appointment of,—*see* Attachment of Pleas of the Crown.
County Palatine of Lancaster, 10, 33, 62, 65, 68, 103, 105, 139, 155, 283, 287, 288, 322, 324, 342; parcel of the Duchy, 283, 324; Attorney-General thereof, 258; Chancellor thereof, 258, 283, 324; Chief Steward thereof, 258; Seal thereof, 283;—*see also* Lancaster.
Coventry, John Bishop of, 148, 252, 253, 275.
Coventry, Prior of, 149.
Cowarne, Great, hundred of, 183.
Crandon, manor of, 355.
Crendon, manor of, 177.
Croiland, Abbot of, 149.
Croiser, Sir William, 221,—*see also* Croyser.
Cromwell, Ralph Lord de, 221, 224, 226, 228, 230, 232,—*see also* Crumwell.
Crondon, manor of, 355.
Crown, attachment of pleas of, 2, 7, 19, 22, 45, 77, 97, 116, 136, 160, 300, 319.
Croyser, William, 242, 265,—*see also* Croiser.
Crumwell, Ralph de, 149,—*see also* Cromwell.

D.

Damages in actions and suits, how recoverable by the King in right of the Duchy of Lancaster, 340.
Damlet, Hugh, 252, 253, 276.
Darcy, John Lord, 149.

Digitized by Google

Daventry, manor of, 221, 241, 264.
David's, St., Bishop of,—*see* St. David's.
Deddington, manor of, 176, 182.
Dedham, lordship of, 364.
Delabere, John, Bishop of St. David's, 241, 253, 264, 275,—*see also* St. David's.
Deodands, 97, 136, 161, 320.
Depden, manor of, 175.
Derby, county of, 12, 14, 71, 110, 229, 233, 245, 247, 268, 271, 293, 327, 342.
Derby, Henry Earl of, 1, 14, 110,—*see also* Lancaster.
Desborough, manor of, 221, 241, 264.
Desheford or Dicheford, mills of, 221, 241, 264.
Despenser, Edward le, 18.
———————— Lord of Glamorgan and Morgannowe, 24, 48, 80, 119, 302.
Despenser, Hugh le, 4.
Devereux, John, 70, 110, 293.
Devon, Edward Earl of, 149.
Dicheford or Desheford, mills of, 221, 241, 264.
Dorset, county of, 224, 234, 243, 249, 266.
Duchies of Lancaster and Cornwall, 200, — *see also* Lancaster and Cornwall.
Duchy of Lancaster,—*see* Lancaster.
Dudley, William, Dean of the King's chapel, 327, 341.
Dunmow, manor of, 175.
Dunstanburgh, castle, lordship, and manor of, 328, 342.
Durham, bishopric of, 121, 304.
Durham, Lawrence Bishop of, 252, 253, 275.
Durham, Richard Bishop of, 4.
Durham, Thomas Bishop of, 148.
Dynham, John Lord, 327, 341.

E.

Easter, High, court of the honor of, 175.
———————— manor of, 175, 182.
Easterton, manor of, 224, 243, 266.
East Garston, manor of, 222, 242, 265.
East Lee, manor of, 181.
Eastwick, lordship of, 364.
Ebboth, manor and lordship of, 228, 245, 268.
Ecclesiastical benefices,—*see* Presentations.
Edithorp, town of, 218.
Edward, called Prince of Wales, 280,—*see also* Wales.
Edward the Fourth, Feoffees to the uses of his Will,—*see* Feoffees.
Eleanor, daughter and co-heir of the Earl of Hereford, 172, 182, 187, 192; Duchess of Gloucester, 174; mother of the Countess of Stafford, 182.
Elmset, manor of, 177.
Ely, John Bishop of, 148.
Ely, Simon Bishop of, Chancellor, 24, 47, 79, 302; Treasurer, 16, 17, 74, 113, 118, 296.
Ely, William Bishop of, 327, 341.
Endelenewick, bailiwick of, 28, 51, 82, 122, 305.
Enfield, manor of, 175.
Epping, lordship of, 364.
Erbury, manor of, 365.
Erpingham, North, hundred of, 28, 51, 82, 121, 222, 242, 265, 304.
Erpingham, South, hundred of, 28, 51, 82, 121, 222, 242, 265, 304.
Escheats, 37, 57, 88, 127, 310,—*see also* Forfeiture.
Essex, county of, 364; fee of the county of, 175, 182.
Essex, earldom of, 163, 169, 184.
Essex, Earl of, 172, 341,—*see also* Bohun.
Essex, Henry Earl of, 327.
Estreats of fines to be deliveredto the officers of the Duke of Lancaster, 95, 158, 312, 317,—*see also* Fines
Etlowe or Ettlowe, manor of, 213, 217.
Everley, manor of, 224, 243, 266.
Evesham, Abbot of, 149.
Exchequer, summons of, 2, 6, 19, 22, 40, 45, 60, 77, 91, 96, 116, 130, 300, 313.
Exeter, Edmund Bishop of, 148.
Exeter, George Bishop of, 275.

F.

Fakenham, manor of, 28, 51, 82, 121, 222, 242, 265, 304.
Farnham, manor of, 175, 182.
Felons and fugitives, chattels of, 2, 7, 13, 15, 16, 19, 22, 40, 46, 59,

Digitized by Google

73, 78, 91, 96, 112, 117, 130, 135, 159, 295, 300, 313, 318.
Fenys, James, 221, 224, 226, 228.
— Sir James, Knight, 231.
Feodaries, 101, 140, 272.
Feoffees of the Duchy of Lancaster to the use of the Will of King Henry V., 202, 209; to perform the Will of King Henry VI., 230, 232, 235; new appointment in room of those deceased, 241, 264; for performance of the Will of King Edward IV., 326; the act of feoffment repealed, 346; appointed to the uses of the Will of King Henry VII., 349; new appointment in room of those deceased, 350; shall enjoy the same liberties and *jura regalia* as when the lands were in the King's hands, 235, 236, 256.
Ferrers, Higham,—*see* Higham.
Ferrers, William Lord de, 149.
Finchedene, William de, 31, 54, 85, 124, 306.
Finding of heirs during nonage, 338.
Fines and amercements, 1, 3, 7, 13, 15, 16, 20, 21, 23, 38, 41, 46, 58, 73, 78, 89, 94, 112, 117, 128, 133, 156, 295, 300, 311, 316.
— of bailiffs and sheriffs, for negligence, 41, 60, 92, 97, 131, 136, 160, 314, 319.
Fitz-Hugh, Henry, 149.
Flint, county of, 367.
Fobbing, manor of, 181.
Forfeited issues, 3, 7, 20, 21, 23, 38, 46, 58, 78, 89, 94, 117, 128, 156, 300, 311, 316.
Forfeiture or escheat, lands coming into the King's hands thereby, in right of the Duchy of Lancaster, shall be annexed to the Duchy, 165, 166.
Forfeitures, 3, 7, 20, 21, 23, 38, 46, 58, 78, 89, 94, 117, 128, 133, 157, 300, 311, 316.
Fortescue, John, 252, 253.
Fowler, Richard, 327.
Fugitives and felons, chattels of,—*see* Felons.
Fulmodeston, manor of, 176, 183, 233, 240, 271.
Fulwith, 233, 248, 271.
Furnyvale, Thomas Lord de, 149.

G.

Gallow, hundred of, 222, 242, 265.
Garston, East, manor of, 222, 242, 265.
Gascoigne, duchy of, 326.
Gimingham, manor of, 222, 242, 265.
Glastonbury, Abbot of, 149.
Glatton, manor of, 28, 51, 82, 121, 221, 242, 265, 305.
Gloucester, Abbot of St. Peter's at, 149.
Gloucester, Parliament holden at, 66, 106.
Gloucester, shire of, 217.
Gloucester, Thomas Duke of, 70, 98, 110, 137, 293, 320.
Gloucester, Duchess of,—*see* Eleanor.
Godmanchester, town of, 221, 242, 265.
Goldwell, James, 275, 276,—*see also* Norwich.
Gower, William, 281.
Great Cowarne, 183.
Greenhoe, North, hundred of, 28, 51, 82, 121, 304.
Greenwich, West, moiety of certain tenements in, 180, 183.
Grene, John, 275, 276.
Greston, Abbey of St. Mary de,—*see* Wilmingdon, priory.
Grey, Edmund Lord de, of Ruthyn, 275.
Grey, Reginald Lord de, of Ruthyn, 149.
Grey, Richard Lord de, of Codenore, 149.
Greystok, Ralph de 149.
Gringley, manor of, 28, 51, 82, 121, 233, 247, 271, 304.
Grinstead, town of, 35, 55, 86, 125, 308.
Groundage, acquittance of, 2, 19, 42, 74, 113, 156, 245, 297.
Grosmont, castle, lordship, and manor of, 228, 268.
Grymmesby, William, 252, 253.
Gunthorp, Master John, clerk, 327, 341.
Gussage, lands and tenements in, 178.
Guyan, Duchy of, 326.

H.

Hakenoys, a tenement called, 175.
Hallingbury, manor of, 180, 183.

Digitized by Google

out of the County Palatine, 139, 155, 322; ecclesiastical benefices, in whose presentation, 139, 155, 323,—shall pass under the Duchy Seal, 165; receivers how accountable, 140, 155, 323; the Seal thereof, 283, 324,—all matters under the Duchy Seal to be valid, 162, 165,—grants under any other seal, null and void, 170,—matters connected with lands in the hands of feoffees shall pass under a seal ordained for the same, 239,—shall not pass under a distinct seal, but under the Duchy Seal, as before the feoffment, 258; the franchises shall remain with the Prince of Wales and his heirs, Dukes of Lancaster, dissevered from the Crown, 141; proviso as to the Duchy in the settlement of the Crown, 145, 148,—in the act concerning the order of wards and liveries, 352, and in the act for the suppression of chantries and colleges, 359; all lands coming into the King's hands by escheat or forfeiture in right of the Duchy shall be annexed thereto, 165, 166; all the possessions thereof forfeited to the Crown, 282, 324; incorporated, and called "The Duchy of Lancaster," 282, 324; King Edward IV. to hold the same to him and his heirs, Kings of England, 282, 324; the County Palatine parcel thereof, 283, 324; the King, in right thereof, shall not be deprived of wardship by reason of feoffments in trust, 337; writs to be granted out of Chancery against embezzlers of the King's ward, 339; the King, in right of the Duchy, shall recover damages in actions and suits as a subject, 340; the County Palatine and all the Duchy estates vested in King Henry VII. and his heirs for ever, 346; act for annexing lands thereto, 354; further act for enlarging thereof, 361; divers manors and lands annexed thereto by authority of said act, 362; the two chief stewards thereof, for north and south parts, 258,—to be justices of the peace, 168, 170; the revenues applied to the expenses of the King's household, 200, 202, 207, 215,—for payment of the King's debts, 332,—to be paid to the Treasurer of England for the necessity of the realm, 261,—not to extend to the lands in feoffment, 263; feoffees thereof to the use of the Will of King Henry V., 202, 209,—and to perform the Will of King Henry VI., 220, 232, 235,—new appointment in room of those deceased, 241, 264,—for performance of the Will of King Edward IV., 326,—repeal of act of feoffment, 346,—feoffment to the uses of the Will of King Henry VII., 349,—new appointment in room of those deceased, 350; feoffees thereof shall enjoy the same liberties and *jura regalia* as when the lands were in the King's hands, 235, 236, 256,—the lands shall not be governed by a distinct seal and officers, but by the officers and seal of the Duchy, as in ancient times before the feoffment, 258, 329; Attorney-General thereof, 258, 339; Auditors of north and south parts thereof, 258, 263; Chamberlain thereof, 198; Chancellor thereof, 258, 283, 324; Receiver-General thereof, 198, 215, 258, 261, 263.

Lancaster, honor of, 349.

Lancaster, Henry Earl of, 1, 2, 3, 4, 6, 13, 16, 19, 42, 113, 296.

Lancaster, Henry Earl of, (son of Earl Henry), 6, 9, 17,—created Duke of Lancaster, 9, 14, 71, 102, 110, 152, 285, 293,—his co-heirs, Blanche and Matilda, 12, 14, 71, 110, 293.

Lancaster, Henry (son of King Henry IV.) Duke of, 141, 146.

Lancaster, John Earl of, 12, 14, 65, 105, 288,—created Duke of, 17, 21, 26, 32, 35, 45, 49, 55, 62, 65, 68, 70, 74, 80, 86, 102, 103, 105, 109, 113, 119, 122, 125, 133, 138, 152, 285, 293, 296, 303, 308, 321.

Lancaster, title of Duke of, 70, 109, 293,—borne by Henry, eldest son of King Henry IV., 141.

Langeney, manor of 365.

Langton, John, 221, 224, 226, 228, 230.

Digitized by Google

Lestage, acquittance of, 2, 19, 42, 74, 113, 156, 296.
Latymer, John le, 149.
Latymer, William, Chamberlain, 31, 54, 85, 124, 306.
Langham, lordship of, 364.
Laughton-in-le-Morthen, town of, 35, 55, 86, 125, 308.
——— manor of, 233, 247, 271.
Lee, East, manor of, 181.
Lee, John atte, Steward, 18, 24, 48, 80, 119, 302.
Leicester, castle, honor, and manor of, 327.
——— county of, 229, 245, 268, 327, 342.
Leighs, manor of, 175.
Leon, King of,—*see* Castille.
Lescrope, Richard, 70, 110, 149, 293.
Leventhorp, John, 193.
Liberties, bailiffs of, 41,—*see* Bailiffs.
Lincoln, county of, 12, 14, 71, 110, 229, 245, 268, 293, 327, 342.
Lincoln, Henry Earl of, 14, 110,—*see also* Lancaster.
Lincoln, John Bishop of, 15, 72, 111, 247, 252, 253, 255, 270, 275, 295.
Lincoln, Philip Bishop of, 148.
Lincoln, Thomas Bishop of, 327, 341.
Lincoln, William Bishop of, 221, 223, 226, 228, 233.
Lisle, Sir Robert de, Knight, 27, 51, 82, 121, 304.
Litchfield, John Bishop of, 148, 252, 253, 275.
Liveries,—*see* Wards.
Llandaff, John Bishop of, 252, 253.
Llandaff, Thomas Bishop of, 148.
Llangwit, lordship of, 192, 193.
London, Bishop of, 355.
London, Nicholas Bishop of, 148.
London, Ralph Bishop of, 4.
London, Robert Bishop of, 70, 98, 110, 137, 221, 223, 226, 228, 293, 320.
London, Simon Bishop of, 31, 54, 85, 124, 307.
London, Thomas Bishop of, 252, 253, 274, 275.
Long Bennington, lordship and manor of, 176, 327, 342.
Longstock, manor of, 224, 243, 266.
Lords, seals of, 145.
Loughton, lordship of, 364.
Lovell, John Lord de, 149.
Lyhert, Walter, 221, 224, 226, 228; Bishop of Norwich, 230, 253,—*see also* Norwich.

M.

Mainour, 98, 137, 161, 320.
Malmsbury, Abbot of, 149.
Manningford, manor of, 178.
March, earldom of, 332.
Mare, Robert de la, 15, 72, 111, 295.
Maresfield, church of, 27, 51, 82, 304.
——— free chapel of, 27, 51, 82, 304.
——— manor of, 28, 35, 51, 55, 82, 86, 121, 125, 305, 308.
Margaret, Queen of England, 280.
Market, Clerk of, cognisance of matters pertaining to the office of, 96, 135, 159, 318.
Marriages, 37, 57, 88, 127, 310; the royal prerogative in respect thereof in the heritage of the earldom of Hereford, 100; and in the heritage of Lancaster, out of the County Palatine, 139, 155;—*see also* Wardships.
Marshal, Thomas Earl, 320.
Mary, daughter and co-heir of Humphrey de Bohun, Earl of Hereford, &c., 99, 151, 172, 182, 187, 192.
Mashbury, manor of, 75.
Matilda, one of the daughters and co-heirs of Henry Duke of Lancaster, 12, 14, 71, 111, 294.
Mauley, Peter de, 149.
Meremest, Abbey of St. Martin de,—*see* Withiham Priory.
Meres, Roger de, 31, 54, 85, 125, 308.
Methwold, manor of, 222, 242, 265.
Michelham, monastery of, 354.
Mildenhall, manor of, 365.
Milkeley, manor of, 364.
Minsterworth, manor of, 224, 243, 266.
Moleyns, Adam, 221, 224, 226, 228; Bishop of Chichester, 230;—*see also* Chichester.
Mone, Guy, Keeper of the privy seal, 98, 137, 320.
Monkton Farley, court of the honor of, 176, 183.
Monmouth, castle, lordship, and manor of, 228, 245, 268.

Digitized by Google

Montacute, William de, Earl of Salisbury, 31, 54, 85, 124, 308.
Montgomery, Sir Thomas, Knight, 327, 341.
More, manor of, 364.
Morley, Thomas Lord de, 149.
Moubray, John, 31, 54, 85, 125, 308.
Millington, William, 252, 253, 275, 276.
Mundenhall, lordship of, 364.

N.

Netherhaven, view of frankpledge of, 176, 183.
Nevill, John de, 18; Steward, 31, 54, 85, 124, 308.
Nevill, Sir John, Knight, 275, 276.
Nevill, Ralph de, 18.
Neumarche, John, 15, 72, 111, 295.
Newcastle-under-Lyme, castle, lordship, and manor of, 233, 247, 270.
Newnham, manor of, 179, 183.
Newton, castle and manor of, 178, 182.
Non-user, 93, 132, 315.
Noreys, John, 221, 224, 226, 228, 231, 233, 241, 247, 253, 255, 264, 266, 270, 275.
Norfolk, county of, 15, 28, 51, 72, 82, 111, 121, 218, 222, 229, 233, 234, 242, 245, 248, 249, 265, 268, 271, 294, 304.
Normandy, duchy of, 326.
Northampton, county of, 221, 242, 265, 327, 342; fee of the county of, 180, 183; earldom of, 163, 169, 184; Earl of, 172,—*see also* Bohun.
North Erpingham, hundred of, 28, 51, 82, 121, 222, 242, 265, 304.
North Greenhoe, hundred of, 28, 51, 82, 121, 304.
Northumberland, county of, 328, 342.
Northumberland, Henry Earl of, 70, 98, 110, 137, 221, 224, 226, 228, 230, 232, 252, 253, 280, 293, 320.
Norton, manor of, 181.
Norwich, church of, 340.
Norwich, James Bishop of, 340,—*see also* Goldwell.
Norwich, Keeper of the bishopric of, 148.
Norwich, Walter Bishop of, 232, 241, 247, 255, 264, 266, 270, 275,—*see also* Lyhert.
Nottingham, county of, 28, 51, 82, 121, 233, 248, 271, 304, 328, 342.
Nottingham, Thomas Earl of, 98, 137.
Nuthampstead, manor of, 176.

O.

Oaksey, manor of, 176.
Offton, manor of, 177.
Ogmore, castle, lordship, and manor of, 228, 245, 268.
Okeden, 233, 248, 271.
Olney, manor of, 364.
Ossett, manor of, 365.
Oxford, county of, 234, 249.
Oxford, John Earl of, 252, 253, 275.
Oxford, Richard Earl of, 149.
Oxford, Thomas de Vere Earl of, Chamberlain, 18.

P.

Palatinate rights, grant of, in the county of Lancaster,—*see* Lancaster.
Pardon of life, saved by the Crown in the grant of the County Palatine,—*see* Lancaster, County Palatine.
Parks, 37, 57, 88, 127, 310.
Parliament, knights and burgesses for the County Palatine,—*see* Lancaster.
Parliamentary aids and taxes saved to the Crown in the grant of the County Palatine, 10, 33, 69,—collectors thereof to be appointed by the Duke of Lancaster, 11, 33, 70,—*see also* Lancaster.
Parnyng, Robert, 4.
Parre, Sir William, Knight, 327, 341.
Passage, acquittance of, 2, 42, 74, 113, 156, 296.
Paston, town of, 218.
Paston, William, 218.
Paviage, acquittance of, 2, 19, 42, 74, 113, 156, 296.

Digitized by Google

Payage, acquittance of, 2, 19, 42, 74, 113, 156, 296.
Pelmarsh, marsh of, 181.
Pembroke, Jasper Earl of, 252, 253, 275.
Penkelly, lordship of, 192, 193.
Percy, Henry de, 4, 31, 41, 54, 61, 85, 92, 124, 131, 308, 314.
Percy, Thomas de, Steward, 98, 137, 320.
Pesage, acquittance of, 2, 19, 42, 74, 113, 156, 296.
Peterborough, Abbot of, 148.
Peter, Sir W., 355.
Pevensey, castle and leucata of, 28, 35, 51, 55, 82, 86, 121, 125, 305, 308.
——— castle, lordship, manor, and honor of, 228, 245, 268.
——— castle, free chapel within, 28, 51, 82, 121, 304.
Picage, acquittance of, 2, 19, 42, 74, 113, 156, 296.
Pickering, castle, manor, and lordship of, 233, 248, 271, 328, 342.
Piggesland, lordship of, 364.
Pirton, manor of, 176, 182.
Philippa, Queen of England, 36, 55, 87, 126, 309.
Pleas of the Crown, attachment of, 2, 7, 19, 22, 45, 77, 97, 116, 136, 160, 300, 319.
Pleas of withernam, 13, 15, 16, 73, 112.
Pleas, justices assigned to hold,—*see* Justices.
Pleshey, castle and manor, 175, 182.
Plumtree, wapentake of, 233, 247, 270.
Pontefract,—*see* Pountfret.
Ponynges, Robert, 149.
Poole, manor of, 178, 234, 248, 271.
Post-fines, 94, 133, 156, 316.
Pountfret, honor, castle, &c., of, 328, 342.
Power, Walter, 15, 72, 111, 295.
Pre-fines, 94, 133, 156, 316.
Presentations to ecclesiastical benefices belonging to the heritage of the earldom of Hereford,—*see* Hereford; and to the Duchy of Lancaster,—*see* Lancaster.
Prisot, John, 252, 253.

Q.

Quendon, manor of, 175.

R.

Ramsden, manor of, 181.
Ramsey, Abbot of, 149.
Rastrick, manor of, 365.
Rasyn, William, 178.
Raunds, manor of, 221, 241, 264.
Reading, Abbot of, 149.
Receiver-General of the Duchy of Lancaster,—*see* Lancaster, Duchy of.
Receivers of the heritage of the earldom of Hereford accountable before special auditors, 101; same as to the Duchy of Lancaster, 140, 155.
Recognizances forfeited,—*see* Fines, Reliefs,—*see* Wardships.
Return of writs, 6, 15, 16, 19, 22, 40, 45, 60, 73, 77, 91, 97, 112, 116, 130, 136, 160, 295, 300, 313, 319.
Richmond, earldom of, 26, 35, 49, 55, 80, 86, 119, 122, 125, 126, 303, 308.
Richmond, Earl of, 49, 80, 110, 119.
Richmond, John Earl of, 12, 14, 71, 294,—*see also* Lancaster.
Rie, manor of,—*see* Rye.
Rippon, manor and lordship of, 354.
Risley, wapentake of, 233, 247, 270.
Rivers, Anthony Earl, 327, 341.
Rochester, John Bishop of, 252, 253, 274, 275.
Rochester, the Keeper of the bishopric of, 148.
Rocliffe, manor of, 233, 248, 271.
Roddeley, manor of, 213, 217.
Rodmere, lands called, 242, 265.
Roos, William Lord de, 149.
Rothewell, Thomas, Esquire, 217.
Rothwell, Elizabeth, 217.
Rumbilowe, Stephen, 221, 242, 265.
Rushden, manor of, 221, 241, 264.
Russell, Master John, Keeper of the privy seal, 327, 341.
Rutland, Earl of, 281.
Rutland, Edward Earl of, 98, 137, 320.
Ruthyn, Lord de Grey of,—*see* Grey.
Rye or Rie, manor of, 213, 217.

S.

Saint Alban's, Abbot of, 148.
Saint Alban's, John Abbot of, 275.

Digitized by Google

Alban's, town of, 281.
Asaph's, Thomas Bishop of, 253.
Benett's, Thomas Abbot convent of, 340.
David's, Adam Bishop of, ncellor, 41, 61, 92, 131, 314.
David's, Guy Bishop of, 148.
David's, John Bishop of, asurer, 70, 110, 293.
David's, John Bishop of, 232, 255, 266, 270,—by the name John Delabere, Clerk, 241, ;—*see also* Delabere.
John of Jerusalem, in Eng-, Walter Prior of the hospital 49.
Martin de Meremest abbey, Tourain, — *see* Withiham, ry.
Mary de Greston abbey, in mandy, — *see* Wilmingdon, ry.
, John, 221, 224, 226, 228, 231.
ary, Richard Bishop of, 148, 341.
ary, William Bishop of, 221, 226, 228, 232.
ary, Earl of, 13, 16, 70, 74, 113, 281, 293, 296.
ary, Richard Earl of, 275.
l, manor of, 365.
,—*see* Salisbury.
on, view of, 178, 183.
ames Lord de, 232.
ohn, 233, 247, 253, 255, 270, 276.
William, 232, 247, 253, 255, 275, 276.
, manor of, 233, 248, 271.
nonden, manor of, 365.
nd, 280.
n, manor of, 233, 248, 271.
Henry le, of Masham, 149.
, Richard de, Treasurer, 31, 85, 124, 308.
d, town of, 35, 55, 86, 125,
the Duchy of Lancaster, 283, ; all matters passed there-er, relative to the affairs of Duchy, to be valid, 162 ; the tage of Hereford made sub-thereto, 164, 165 ; presenta-s to ecclesiastical benefices l pass thereunder, 165 ; all nts, &c, under any other seal, null and void, 170 ; matters connected with lands in hands of the feoffees to pass under a seal ordained for the same, 239.—shall not pass under a distinct seal, but under the Duchy Seal, as before the feoffment, 258, 278.
Seal of the County Palatine, 283, 324.
Seend, manor of, 181.
Selby, Abbot of, 149.
Seuer, Henry, 221, 224, 226, 228, 232, 247, 255, 270.
Seymour, Richard Lord de, 149,
Shapwick, manor of, 224, 243, 266.
Sharpe, Nicholas, 275, 276.
Sheen, 92, 243, 264, 266.
Shenfield, manor of, 175, 182.
Sheriffs and bailiffs, fines and amercements of, for negligence, 41, 60, 92, 97, 136, 160, 314, 319.
Shirington, Walter, 221, 224, 226, 228, 231.
Shrewsbury Abbot of, 148.
Skenfreth, castle, lordship, and manor of, 228, 245, 268.
Smithdon, hundred of, 28, 51, 82, 121, 304.
Snaith, manor and soke of, 224, 243, 266.
Snettisham, manor of, 28, 51, 82, 121, 222, 242, 265, 304.
Soham, manor of, 28, 51, 82, 121, 222, 242, 265, 305.
Sombourn, manor of, 224, 243, 266.
Somerset, John, 221, 224, 226, 228, 230, 232.
Somerset, county of, 234, 249.
Somerset, John Duke of, 149.
Somerset, Henry Duke of, 280.
Somersham, manor of, 177.
Southampton, county of, 224, 234, 243, 249, 266.
Southam, manor of, 179.
South Erpingham, hundred of, 28, 51, 82, 222, 242, 265, 304.
Southorp, manor of, 181.
South Wales, marches of, 228, 245, 268.
Sowerby, manor of, 365.
Speen, manor of, 177.
Speen, Wood, manor of,—*see* Wood Speen.
Stafford, Ralph de, 4.
Stafford, county of, 233, 247, 270, 327, 342.
Stafford, Lady Anne Countess of, 173, 188 ; daughter and h
Eleanor, one of the daughte
co-heirs of the Earl of He
172 ; her petition to the
182, 192, 197.
Staincliff, hundred of, 51, 8
——— wapentake of, 2
248, 304.
Staindrop, church of, 27, 5
304.
Stallage, acquittance of,
74, 113, 156, 296.
Stamford Hall, lordship
Stamford Rivers, lords
Standen, manor of, 22
Stanley, manor of, 36
Stewards of the Duch
for north and so
—shall be justice
168, 170.
Stillyngton, Robert
Stoke, manor of, 3
Stratton, manor o
Stratford, manor
Strays,—see W
Stratford, hundr
Sudbury, manor
Sudley, Ralph
226, 228, 2
253, 255, 2
Suffolk, cou
82, 111,
Suffolk, M
Suffolk, R
Suffolk,
Marqu
of, 23
Summo
22,
130
Susse
22
Sutt
Swi
Sw
Sy

Digitized by Google

173, 188; daughter and heir of Eleanor, one of the daughters and co-heirs of the Earl of Hereford, 172; her petition to the King, 182, 192, 197.
Staincliff, hundred of, 51, 82, 121.
——— wapentake of, 28, 233, 248, 304.
Staindrop, church of, 27, 51, 82, 121, 304.
Stallage, acquittance of, 2, 19, 42, 74, 113, 156, 296.
Stamford Hall, lordship of, 364.
Stamford Rivers, lordship of, 364.
Standen, manor of, 222, 242, 265.
Stanley, manor of, 365.
Stewards of the Duchy of Lancaster, for north and south parts, 258, —shall be justices of the peace, 168, 170.
Stillyngton, Robert, 275, 276.
Stoke, manor of, 365.
Stratton, manor of, 181.
Stratford, manor of, 365.
Strays,—*see* Wayfs.
Stratford, hundred, 183.
Sudbury, manor of, 365.
Sudley, Ralph Lord de, 221, 224, 226, 228, 230, 232, 241, 247, 252, 253, 255, 264, 266, 270, 275, 276.
Suffolk, county of, 15, 28, 51, 72, 82, 111, 121, 294, 305, 364.
Suffolk, Michael Earl of, 149.
Suffolk, Robert Earl of, 18.
Suffolk, William Earl of, 221, 224; Marquis of, 226, 228, 230; Duke of, 232.
Summons of the Exchequer, 6, 19, 22, 40, 45, 60, 77, 91, 97, 116, 130, 136, 160, 300, 313, 319.
Sussex, county of, 28, 51, 82, 122, 228, 234, 245, 249, 268, 305, 369.
Suttons, lordship of, 364.
Swindon, 233, 248, 271.
Swinford, Sir Thomas, Knight, 217.
Symeon, Simon, 15, 72, 111, 295.

T.

Talbot, Gilbert Lord de, 149.
Tallage, acquittance of, 2, 19, 42, 74, 113, 156, 196.
Thetford, manor of, 222, 242, 265.
Thetford, monks of, 222, 242, 265.
Thomson, John, 369.
Thornes, manor of, 365.
Thorney, Abbot of, 149.
Thorp, Robert de, Chancellor, 31, 54, 85, 124, 308.
Tibburse, lordship of, 364.
Tiberton or Tyberton, manor of, 213, 217.
Tybetot or Typtot, Sir John, Knight, 144, 149; seal of his arms, 145.
Tickhill, castle, manor, and honor of, 27, 35, 50, 55, 82, 86, 121, 125, 229, 245, 268, 304, 308, 328, 342.
——— free chapel of, 27, 51, 82, 120, 304.
Tolls, acquittance of, 2, 6, 22, 45, 77, 116, 156, 299.
Touchet, John, 149.
Traces, lordship of, 364.
Treasure trove, 97, 137, 161, 320.
Treasurer of England, 261, 333,—*see also* Chancellor.
Tresham, Thomas, 252.
Tresham, William, 221, 224, 226, 228, 231, 233.
Trowbridge, manor of, 224, 243, 266.
Tunstall, Richard, 252, 253.
Tunstead, manor of, 222, 242, 265.
Tutbury, honor, castle, lordship, and manor of, 327, 342.
Tyrell, Thomas, 275, 276.

U.

Uphaven, manor of, 176, 183.
Upper Lambourne, manor of, 177.

V.

Vampage, John, 221, 224, 226, 228, 231, 233.

W.

Wakefield, manor of, 365.
Wakering, manor of, 181.
Walden, manor of, 174.
Walden, Roger, Treasurer, 98, 137, 320.
Wales, Edward Prince of, 13, 16, 74, 113, 280, 296.
Wales, Henry Prince of,—*see* Lancaster.
Wales, marches of, 197, 224, 228, 243, 245, 266, 332.
Waltham, Abbot of, 148.

Digitized by Google

Digitized by Google